App. F. IX-4

Previous References.

1943-44 (Legis)

File No. Legis 12-43

Serial Nos. 1 & 3

N 74-37

Serials 48, 50, 59, 87

Later References.

79

GENERAL AND REVENUE SECRETARIAT

Serial N

Part B for November 1943

SUBJECT

The Mysore City Municipalities (Fifth Amendment Act, 1943

The Mysore Town Municipalities (Third Amendment Act, 1943

The Mysore Minor Municipalities (Third Amendment Act 1943)

To

The Government Mysore Gazette

No RL 173 - Legis 12-43-1 dated 12th Aug 1943

No RL 174 - Legis 12-43-2 dated "

No RL 175 - Legis 12-43-3 dated "

Directs the publication of the Act as Act Nos XXXV, XXXVI and XXXVII of 1943

21-10-43

450/2

OFFICE OF THE DEPUTY COMMISSIONER,
Bangalore District,
Dated, Bangalore, 18th July 1942.

No. M6-7012-493/41-42
Enc: 1 file.

112-42-3.

From

S. NARAYANA RAO, ESQ., M.A., (HONS)
Deputy Commissioner,
Bangalore District.

SECY. LAW DEPT. 20 JULY 1942 GOVT OF MYSORE

C. Narayanaswami Naidu, Esq., B.A., B.L.,
Secretary to the Government of Mysore
Law Department,
BANGALORE.

Sir,

Subject:- Amendment of Vehicle bye-laws at Dodballapur Town Municipality - requests sanction to the -

I have the honour to state the Vehicle bye-laws framed by the Dodballapur Town Municipal Council under Sec. 43 (i) (j) of the Town Municipalities Act of 1933 were sanctioned in Government Order No. L. 5120-M1. 47-34-5 dated 16/31st January 1935. The Amildar President reports that the bye-laws did not provide for seizure of unregistered or un-numbered vehicles which was very necessary to guard against the leakage of vehicle tax. Accordingly, the Municipal Council have taken action prescribed under Sec. 43 (i) and 43 (2) of the Town Municipalities Act for the addition of an extra clause No. 6 to the existing bye-laws.

2. The notice calling for objections has been published on 26-4-1942. As no objections were received within the prescribed time, the Council have resolved at their meeting held on 10-6-1942 that sanction of Government may be obtained to the amended bye-laws. The amendment also provides for composition of offences.

3. I request that, in these circumstances, sanction of Government may kindly be obtained to the proposed amendment of vehicle bye-laws under Sec. 43 (i) of the Town Municipalities Act of 1933.

The connected records accompany for favour of reference.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat.

No. L. 2866/15

Bangalore, dated 27th August 1942.

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore.
Law Department.

To

The Deputy Commissioner,
Bangalore District.

SUBJECT:- Amendment of Vehicle Bye-laws in force in the Doddaballapur Town Municipality.

Sir,

Adverting to your letter No.M6-7012-498/41-42 dated 18th July 1942 requesting sanction to the above bylaws, I am directed to state that there is at present no provision in the Mysore Town Municipalities Act 1933 enabling the Municipal Councils to seize unregistered or unnumbered vehicles and that accordingly the proposal in question cannot be approved.

The records accompany.

I have the honor to be,
Sir,
Your most obedient servant,

Ramachandra

For Secretary to Government,
Law Department.

SR/2

Appendix F. G.—1]

SUBJECT.....

.....

.....

Section M

File No. 112-42

Serial No. 10

Diary No. of letter replied to.....

No. L. 2806
Bud. Accts

To The Deputy Comm^r
Bangalore Dist

General and Revenue Secretariat

( )

the *194*

27/8/42

Date of issue.....

Signed by..... M. G. R.

Sir,

Subject:- Amendments of Vehicle bye-laws in force in the Town Municipality of Doddaballapura

Adverting to your letter No M6. 7012-498/41-42 dt 14.7.1942 requesting sanction to the above bye-laws, I am directed to state that in the opinion of Government the proposal cannot be sanctioned in view of the fact that there is no provision at present in the Mysore Town Police Act 1933 enabling the police to seize unregistered or unnumbered vehicles and that accordingly the bye-laws cannot be approved. The records accompany.

List of enclosures.....

Copied by.....

Examined by.....

Yours etc
for
Secy to Govt
16/8.

WD 04161—GPB—60,000—24-10-41

THE MYSORE CITY MUNICIPALITIES AMENDMENT BILL.

WHEREAS it is expedient further to amend the Mysore City Municipalities Act 1933;

It is hereby enacted as follows:--

1 (1) This Act may be called the Mysore City Municipalities (Amendment) Act 194...

(2) It shall come into force at once.

2. After Section 67 of the Mysore City Municipalities Act 1933, the following new section shall be inserted, namely,

"67-A. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (j) of sub section (1) of Section 51 ~~48~~ is not observed in respect of any vehicle, then any authority empowered in this behalf by the municipal council may, at any time, seize and detain the vehicle and the animal, if any, by which it is drawn;

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, and other amounts due under sub section (4) due thereon within 10 days from the date of seizure, such authority as the municipal council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of____

(a) the tax if any due on the vehicle ~~or animal~~ sold

(b) such penalty not exceeding the amount of the tax as the authority may direct, and

(c) the charge incurred in connection with the seizure detention and sale.

(3) If there is a surplus after such payment, the municipal council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) if the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of____

(a) the tax due ~~thereon~~ on the vehicle

(b) such penalty not exceeding the amount of the tax as the authority specified in subsection (1) may direct, and

(c) the charges incurred in connection with seizure and detention.

KSH

THE MYSORE TOWN MUNICIPALITIES AMENDMENT BILL.

WHEREAS it is expedient further to amend the Mysore Town Municipalities Act 1933;

It is hereby enacted as follows:--

1.(1) This Act may be called the Mysore Town Municipalities Amendment Act 194...

(2) It shall come into force at once.

2. After Section 64 of the Mysore Town Municipalities Act 1933, the following new section shall be inserted, namely,

"64-A. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (j) of sub section (1) of Section 48 is not observed in respect of any vehicle, then any authority empowered in this behalf by the municipal council may at any time seize and detain the vehicle and the animal if any by which it is drawn;

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax if any due thereon and other amounts due under sub section (4) within 10 days from the date of seizure, such authority as the municipal council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of_____

(a) the tax if any due on the vehicle ~~sold~~

(b) such penalty not exceeding the amount of the tax as the authority may direct, and

(c) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall on demand made within six months from the date of sale make it over to the owner or other person entitled thereto. If no such demand is made such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of _____

(a) the tax due ~~thereon~~ on the vehicle.

(b) such penalty not exceeding the amount of the tax as the authority specified in sub section (1) may direct, and

(c) the charges incurred in connection with seizure and detention.

KSH

THE MYSORE MINOR MUNICIPALITIES (AMENDMENT) BILL.

WHEREAS it is expedient further to amend the Mysore Minor Municipalities Act. 1933;

It is hereby enacted as follows:--

1. (1) This Act may be called the Mysore Minor Municipalities (Amendment) Act 194...

(2) It shall come into force at once.

2. After Section 106 of the Mysore Minor Municipalities Act, 1933, the following new Section shall be inserted, namely,

"106-A. (1) If any direction for the numbering and registration of a vehicle contained in any rule made by the Government under this Act is not observed in respect of any vehicle, then any authority empowered in this behalf by the Government may at any time seize and detain the vehicle and the animal,if any, by which it is drawn;

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax,if any,due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Government may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of _____

(a) the tax, if any; due on the vehicle ~~sold~~

(b) such penalty not exceeding the amount of the tax as the authority may direct,

and

(c) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the ~~Government~~ Municipal Council shall on demand made within six months from the date of sale make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the ~~Government~~ Municipal Council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of _____

(a) the tax due ~~thereon,~~ on the Vehicle

(b) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(c) the charges incurred in connection wih seizure and detention. "

NOTIFICATION.

No. 10017-25—*Ml.* 86-39-123, *dated Bangalore,* 31*st May* 1940.

In exercise of the powers vested in them by and under Sections 61 (1) (*g*), 63 and 106 (1) and (2) of the Mysore Minor Municipalities Act, 1933, the Government of His Highness the Maharaja of Mysore are pleased to issue the accompanying rules for regulating the registration of vehicles within the limits of the Minor Municipalities in the State:—

Rules for regulating the numbering and registering of bicycles, tricycles and other vehicles in Minor Municipalities.—

(1) Any person who is the owner of a bicycle or tricycle or other vehicle liable to taxation in the Municipality under the law in force shall register such bicycle or tricycle or other vehicle at the Municipal Office within 31 days of these rules coming into force or his newly coming into possession of such bicycle or tricycle or other vehicle. When he continues to be in possession of such bicycle or tricycle or vehicle he shall also register it at the said office either for the half-year within 31 days from the 1st July or from 1st January or for a year within 31 days from the 1st July each year.

Explanation.—"Owner" in the rules includes the person in charge for the time being of such bicycle or tricycle or other vehicle.

(2) The above registration shall be made on payment of the yearly or half-yearly tax on such bicycle, tricycle or other vehicle in advance under the law in force, at the rates fixed by the Municipal Council from time to time.

(3) A disc bearing the register number shall be issued on payment of the cost of the disc for each bicycle or tricycle so registered. In the case of carts and carriages, the registered number will be painted in a place on the side of the vehicle conspicuously and the cost of painting them shall be paid by the owner, in addition to the registration fee.

(4) No bicycle, tricycle or other vehicle so registered shall be used without its number disc being conspicuously attached to it or painted thereon as the case may be.

(5) A person who commits a breach of rules 1 and 4 *supra* shall, on conviction before a Magistrate, be punishable with a fine which may extend to Rs. 50.

By Order,
H. V. NARAYANA RAO,
Secretary to Government,
Law Department.

Printed by the Superintendent at the Government Press, Bangalore.

THE MYSORE CITY MUNICIPALITIES (Amendment) BILL.

Statement of Principles.

Under the City Municipalities Act, 1933, City Municipal Councils are empowered to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for infringement of any such bye-laws. This penalty for the breach of such bye-law has not been found sufficient to enforce directions relating to numbering and registration ~~in the case of~~ of vehicles. There is, ~~however~~, no provision in the Act for seizure or sale of such vehicles and it has therefore become necessary to empower City Municipal Councils to direct the seizure, ~~of~~ and in certain circumstances, sale of such vehicles.

The present Bill is intended to give effect to this object.

T H E

MYSORE TOWN MUNICIPALITIES(Amendment) BILL.

Statement of Principles.

While the Town Municipalities Act, 1933 empowers Town Municipal Councils to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for any infringement thereof, there is no provision for seizure or sale of vehicles in respect of which such bye-laws are not observed. Certain Municipal Councils have represented the need for such a power of seizure and sale.

The present Bill is intended to give effect to this object.

The

MYSORE MINOR MUNICIPALITIES(Amendment) BILL.

Statement of Principles.

Government have framed rules for regulating the numbering and registration of vehicles in Minor Municipalities and have provided for the imposition of a fine for a breach of any such rule. The Mysore Minor Municipalities Act, 1933 however, does not contain provision for the seizure or sale of vehicles in cases where ~~respect of which~~ the rules are not observed. The present Bill empowers Minor Municipalities to direct seizure and, in certain circumstances, the sale of vehicles in respect of which the rules are not observed.

(Fifth Amendment)

THE MYSORE CITY MUNICIPALITIES (~~Amendment~~) BILL.

Statement of Principles.

.....

Under the City Municipalities Act, 1933, City Municipal Councils are empowered to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for infringement of any such bye-laws. This penalty for the breach of such bye-law has not been found sufficient to enforce directions relating to numbering and registration of vehicles. There is no provision in the Act for seizure or sale of such vehicles and it has therefore become necessary to empower City Municipal Councils to direct the seizure, and, in certain circumstances, the sale, of such vehicles.

The present Bill is intended to give effect to this object.

(Fifth Amendment)

THE MYSORE CITY MUNICIPALITIES ~~AMENDMENT~~ BILL.

WHEREAS it is expedient fur..... amend the Mysore City Municipalities Act 1933;

It is hereby enacted as follows:-

Short title and commencement

1. (1) This Act may be called the Mysore City Municipalities (~~Amendment~~ Fifth Amendment) Act 194....

(2) It shall come into force at once.

Before section 68 of the Mysore City Municipalities Act, 1933, and the

2. ~~After Section 67 of the Mysore City Municipalities~~ Act 1933, the following new section shall be inserted, namely,

Subheading preceding it,

Addition of a new section 67-B, Act VII of 1933

"67-B (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (j) of sub section (1) of section 51 is not observed in respect of any vehicle, then any authority empowered in this behalf by the municipal council may, at any time, seize and detain the vehicle and the animal, if any, by which it is drawn;

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the municipal council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of--

(a) the tax if any due on the vehicle,

(b) such penalty not exceeding the amount of the tax as the authority may direct, and

(c) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

4) if the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of--

(a) the tax due on the vehicle

(b) such penalty not exceeding the amount of the tax as the authority specified in sub section (1) may direct, and

(c) the charges incurred in connection with seizure and detention.

(Third Amendment)

THE MYSORE TOWN MUNICIPALITIES (~~Amendment~~) BILL.

Statement of Principles.

While the Town Municipalities Act, 1933, empowers Town Municipal Councils to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for any infringement thereof, there is no provision for seizure or sale of vehicles in respect of which such bye-laws are not observed. Certain Municipal Councils have represented the need for such a power of seizure and sale.

The present Bill is intended to give effect to this object.

....

(Third Amendment)

THE MYSORE TOWN MUNICIPALITIES ~~AMENDMENT~~ BILL.

WHEREAS it is expedient further to amend the Mysore Town Municipalities Act 1933;

It is hereby enacted as follows:--

Short title and commencement

1. (1) This Act may be called the Mysore Town Municipalities (Third Amendment) ~~Amendment~~ Act 194...

(2) It shall come into force at once.

Before Section 65 of the Mysore Town Municipalities Act 1933 and the sub heading preceding it,

2. ~~After Section 64 of the Mysore Town Municipalities Act 1933,~~ the following new section shall be inserted, namely,

Addition of a new section 64-B, Act VIII of 1933

"64-~~X~~B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (j) of sub section (1) of Section 48 is not observed in respect of any vehicle, then any authority empowered in this behalf by the municipal council may at any time seize and detain the vehicle and the animal if any by which it is drawn;

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax if any due thereon and other amounts due under sub section (4) within 10 days from the date of seizure, such authority as the municipal council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of--

(a) the tax if any due on the vehicle

(b) such penalty not exceeding the amount of the tax as the authority may direct, and

(c) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall on demand made within six months from the date of sale make it over to the owner or other person entitled thereto. If no such demand is made such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of--

(a) the tax due on the vehicle

(b) such penalty not exceeding the amount of the tax as the authority specified in sub section (1) may direct, and

(c) the charges incurred in connection with seizure and detention.

KSH

THE MYSORE MINOR MUNICIPALITIES ~~(Amendment) BILL~~ (Third Amendment) Bill.

Statement of Principles.

Government have framed rules for regulating the numbering and registration of vehicles in Minor Municipalities and have provided for the imposition of a fine for a breach of any such rule. The Mysore Minor Municipalities Act, 1933, however, does not contain provision for the seizure or sale of vehicles in cases where the rules are not observed. The present Bill empowers Minor Municipalities to direct seizure and, in certain circumstances, the sale of vehicles in respect of which the rules are not observed.

THE MYSORE MINOR MUNICIPALITIES ~~(AMENDMENT)~~ (Third Amendment) BILL.

WHEREAS it is expedient further to amend the Mysore Minor Municipalities Act, 1933;

It is hereby enacted as follows:--

Short title and commencement

1. (1) This Act may be called the Mysore Minor Municipalities ~~(Amendment)~~ (Third Amendment) Act 194...

(2) It shall come into force at once.

Addition of a new section 106-A, Act IX of 1933

2. After Section 106 of the Mysore Minor Municipalities Act, 1933, the following new Section shall be inserted namely,

"106-A. (1) If any direction for the numbering and registration of a vehicle contained in any rule made by the Government under this Act is not observed in respect of any vehicle, then any authority empowered in this behalf by the Government may at any time seize and detain the vehicle and the animal, if any, by which it is drawn;

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Government may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of--

(a) the tax, if any, due on the vehicle

(b) such penalty not exceeding the amount of the tax as the authority may direct, and

(c) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall on demand made within six months from the date of sale make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of--

(a) the tax due on the vehicle,

(b) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(c) the charges incurred in connection with seizure and detention. "

KSH

15. THE MYSORE CITY MUNICIPALITIES (FIFTH AMENDMENT) BILL.

Statement of Principles.

Under the City Municipalities Act, 1933, City Municipal Councils are empowered to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for infringement of any such bye-laws. This penalty for the breach of such bye-law has not been found sufficient to enforce directions relating to numbering and registration of vehicles. There is no provision in the Act for seizure or sale of such vehicles and ; has therefore become necessary to empower City Municipal Councils to direct the seizure, and, in certain ircumstances, the sale, of such vehicles.

The present Bill is intended to give effect to this bject.

THE MYSORE CITY MUNICIPALITIES (FIFTH AMENDMENT) BILL.

WHEREAS it is expedient further to amend the Mysore City Municipalities Act, 1933;

It is hereby enacted as follows:—

Short title and Commencement.

1. (1) This Act may be called the Mysore City Municipalities (Fifth Amendment) Act, 194

(2) It shall come into force at once.

Addition of a new section 67-B, Act VII of 1933

2. Before section 68 of the Mysore City Municipalities Act, 1933 and the sub-heading preceding it, the ollowing new section shall be inserted, namely,—

"67-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (j) of sub-section (1) of Section 51 is not observed in respect of any vehicle, then any authority empowered in this behalf by the Municipal Council may, at any time, seize and detain the vehicle and the animal, if any, by which it is drawn:

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Municipal Council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the Municipal Council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the Municipal Council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of–

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

15, 16, 17

Municipalities Bill

(seizure of unregistered vehicles)

15. ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಸಿಟಿ ಮುನಿಸಿಪಾಲಿಟಿಗಳ (ಐದನೆಯ ತಿದ್ದುಪಡಿ) ಮಸೂದಾ ಕಾನೂನಿನ ನಿಯಮಗಳ ವಿವರ.

1933ನೆಯ ಇಸವಿಯ ಸಿಟಿ ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಆಕ್ಟಿನ ಮೇರೆಗೆ, ವಾಹನಗಳಿಗೆ ನಂಬರನ್ನು ಕೊಟ್ಟು ರಿಜಿಸ್ಟರ್ ಮಾಡಿಸಬೇಕೆಂಬ ವಿಚಾರದಲ್ಲಿ ಉಪನಿಬಂಧನೆಗಳನ್ನು (" ಬೈಲಾ " ಗಳನ್ನು) ರಚಿಸುವುದಕ್ಕೂ ಮತ್ತು ಅಂಥ ಯಾವುವಾದರೂ ಉಪನಿಬಂಧನೆಗಳನ್ನು ಉಲ್ಲಂಘಿಸಿ ನಡೆದುದಕ್ಕಾಗಿ ಜುಲ್ಮಾನೆಯನ್ನು ವಿಧಾಯಕಮಾಡಲು ಅವಕಾಶ ಕಲ್ಪಿಸುವುದಕ್ಕೂ ಸಿಟಿ ಮುನಿಸಿಪಲ್ ಸಭೆಗಳವರಿಗೆ ಅಧಿಕಾರ ಕೊಡಲಾಗಿದೆ. ಅಂಥ ಉಪನಿಬಂಧನೆಗಳನ್ನು ಉಲ್ಲಂಘಿಸಿ ರುವುದಕ್ಕಾಗಿ ವಿಧಾಯಕಮಾಡಲ್ಪಡುವ ಈ ದಂಡನೆಯು ವಾಹನಗಳಿಗೆ ನಂಬರನ್ನು ಕೊಟ್ಟು ರಿಜಿಸ್ಟರ್ ಮಾಡಿಸುವ ವಿಚಾರಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟ ಅನುಜ್ಞೆಗಳನ್ನು ಜಾರಿಗೆ ತರುವುದಕ್ಕೆ ಸಾಲದೆಂಬು ದಾಗಿ ಕಂಡುಬಂದಿದೆ. ಯಾವ ವಾಹನಗಳ ವಿಷಯದಲ್ಲಿ ಅಂಥ ಉಲ್ಲಂಘನೆಯು ನಡೆದಿದೆಯೋ ಅಂಥ ವಾಹನಗಳನ್ನು ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಳ್ಳುವುದಕ್ಕೆ ಅಥವಾ ಹರಾಜು ಮಾಡುವುದಕ್ಕೆ ಆಕ್ಟಿನಲ್ಲಿ ತಕ್ಕ ನಿಯಮವು ಏರ್ಪಟ್ಟಿರುವುದಿಲ್ಲ. ಆದುದರಿಂದ, ಅಂಥ ವಾಹನಗಳನ್ನು ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಳ್ಳುವುದಕ್ಕೂ, ಮತ್ತು ಕೆಲವು ಸಂದರ್ಭಗಳಲ್ಲಿ, ಅವುಗಳನ್ನು ಮಾರಾಟಮಾಡು ವುದಕ್ಕೂ ಅಪ್ಪಣೆ ಮಾಡಲು ಸಿಟಿ ಮುನಿಸಿಪಲ್ ಸಭೆಗಳವರಿಗೆ ಅಧಿಕಾರ ಕೊಡುವುದು ಆವಶ್ಯಕ ವೆಂದು ಕಂಡುಬಂದಿದೆ.

ಈ ಉದ್ದೇಶವನ್ನು ಜಾರಿಗೆ ತರುವುದಕ್ಕಾಗಿ ಈ ಮಸೂದಾ ಕಾನೂನು ರಚಿತವಾಗಿದೆ.

ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಸಿಟಿ ಮುನಿಸಿಪಾಲಿಟಿಗಳ (ಐದನೆಯ ತಿದ್ದುಪಡಿ) ಮಸೂದಾ ಕಾನೂನು.

1933ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಸಿಟಿ ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಆಕ್ಟನ್ನು ಮತ್ತಷ್ಟು ತಿದ್ದುಪಾಟು ಮಾಡುವುದು ಯುಕ್ತವಾಗಿರುವುದರಿಂದ,

ಈ ಕೆಳಗೆ ಕಂಡಂತೆ ಈ ಮೂಲಕ ಕಾನೂನನ್ನು ವಿಧಾಯಕಮಾಡಲಾಗಿದೆ.—

ಚಿಕ್ಕ ಹೆಸರು ಮತ್ತು ಪ್ರಾರಂಭ.

1. (1) ಈ ಆಕ್ಟನ್ನು 194 ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಸಿಟಿ ಮುನಿಸಿಪಾಲಿಟಿಗಳ (ಐದನೆಯ ತಿದ್ದುಪಡಿ) ಆಕ್ಟು ಎಂದು ಕರೆಯ ಬಹುದು.

(2) ಅದು ಕೂಡಲೇ ಜಾರಿಗೆ ಬರತಕ್ಕುದು.

2. 1933ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಸಿಟಿ ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಆಕ್ಟಿನ 68ನೆಯ ಪ್ರಕರಣಕ್ಕೂ ಮತ್ತು ಅದರ ಹಿಂದಿರತಕ್ಕ ಒಳ ಶಿರೋನಾಮೆಗೂ ಮುಂಚೆ ಈ ಕೆಳಗೆ ಕೊಟ್ಟಿರತಕ್ಕ ಹೊಸ ಪ್ರಕರಣವನ್ನು ಸೇರಿಸತಕ್ಕುದು; ಅದು ಯಾವುದೆಂದರೆ:—

1933ನೆಯ ಇಸವಿಯ VIIನೆಯ ನಂಬರಿನ ಆಕ್ಟಿನಲ್ಲಿ 67-B ಪ್ರಕರಣವೆಂಬ ಒಂದು ಹೊಸ ಪ್ರಕರಣವನ್ನು ಸೇರಿಸುವುದು.

"67-B (1) ಮೇಲೆಕಂಡ 51ನೆಯ ಪ್ರಕರಣದ (1)ನೆಯ ಒಳಪ್ರಕರಣದ (j) ಕ್ಲಾಜಿನ ಮೇರೆಗೆ ರಚಿಸಲ್ಪಟ್ಟ ಒಂದು ಉಪನಿಬಂಧನೆದಲ್ಲಿ (" ಬೈಲಾ " ದಲ್ಲಿ), ವಾಹನಗಳಿಗೆ ನಂಬರನ್ನು ಕೊಟ್ಟು ರಿಜಿಸ್ಟರ್ ಮಾಡಿಸಬೇಕೆಂಬ ವಿಚಾರದಲ್ಲಿ ಅಡಗಿರತಕ್ಕ ಯಾವುದಾದರೂ ಅನುಜ್ಞೆಯನ್ನು ಯಾವುದಾದರೂ ವಾಹನದ ವಿಚಾರದಲ್ಲಿ ಅನುಸರಿಸದೆ ಇದ್ದಲ್ಲಿ ಆಗ, ಮುನಿಸಿಪಲ್ ಸಭೆಯವರಿಂದ ಈ ಸಂಬಂಧದಲ್ಲಿ ಅಧಿಕಾರ ಕೊಡಲ್ಪಟ್ಟಿರುವ ಯಾವ ಅಧಿಕಾರಿಯಾಗಲಿ, ಯಾವ ಕಾಲದಲ್ಲಿಯಾಗಲಿ, ಆ ವಾಹನವನ್ನೂ ಮತ್ತು ಅದು ಯಾವುದಾ ದರೂ ಪ್ರಾಣಿಯಿಂದ ಎಳೆಯಲ್ಪಡುತ್ತಿದ್ದಲ್ಲಿ ಆ ಪ್ರಾಣಿಯನ್ನೂ ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಳ್ಳಬಹುದು.

ಪರಂತು, ಒಂದು ಬೈಸಿಕಲ್, ಟ್ರೈಸಿಕಲ್ (ಎಂದರೆ ಮೂರು ಚಕ್ರದ ವಾಹನ) ಅಥವಾ ರಿಕ್ಷಾ (ಎಂದರೆ ಮನುಷ್ಯನಿಂದ ಎಳೆಯಲ್ಪಡತಕ್ಕ ಗಾಡಿ) ಇವುಗಳ ಹೊರತು ಇತರ ಯಾವ ವಾಹನದ ವಿಚಾರದಲ್ಲಾಗಲಿ, ಆ ವಾಹನವು, ವಾಸ್ತವವಾಗಿ ಯಾವ ಪ್ರಯಾಣಿಕನನ್ನಾಗಲಿ ಅಥವಾ ಸಾಮಾನುಗಳನ್ನಾಗಲಿ ಒಯ್ಯುತ್ತಿರುವಾಗ ಅದನ್ನು ಮೇಲೆ ಹೇಳಿದಂತೆ ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಳ್ಳತಕ್ಕುದಲ್ಲ.

(2) ಮೇಲೆ ಕಂಡ (1)ನೆಯ ಒಳಪ್ರಕರಣದ ಮೇರೆಗೆ ಒಂದು ವಾಹನವನ್ನಾಗಲಿ ಅಥವಾ ಪ್ರಾಣಿಯನ್ನಾಗಲಿ ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಂಡಾಗ ಹಾಗೆ ಹಿಡಿದಿಟ್ಟ ತಾರೀಖಿನಿಂದ 10 ದಿನಗಳೊಳಗಾಗಿ ಅದರ ಮಾಲೀಕನಾಗಲಿ ಅಥವಾ ಅದಕ್ಕೆ ಹಕ್ಕುಳ್ಳ ಇತರ ಆಸಾಮಿಯಾಗಲಿ, ಅದನ್ನು ತನಗೆ ಹಿಂದಕ್ಕೆ ಕೊಡಬೇಕೆಂದು ಕೋರಿ, ಅದರ ಸಂಬಂಧವಾಗಿ ಬಾಡಿಗೆಯೇನಾದರೂ ಕೊಡಬೇಕಾಗಿದ್ದಲ್ಲಿ ಅದನ್ನೂ, ಮತ್ತು (4)ನೆಯ ಒಳಪ್ರಕರಣದ ಮೇರೆಗೆ ಕೊಡಬೇಕಾಗಿರತಕ್ಕ ಇತರ ಮೊಬಲಗುಗಳನ್ನು ಪಾವತಿಮಾಡದೆ ಹೋದಲ್ಲಿ, ಆಗ, ಮುನಿಸಿಪಲ್ ಸಭೆಯವರಿಂದ ಈ

ವಿಷಯದಲ್ಲಿ ಅಧಿಕಾರಕೊಡಲ್ಪಡಬಹುದಾದಂಥ ಅಧಿಕಾರಿಯು ಆ ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ಬಹಿರಂಗವಾಗಿ ಹರಾಜುಮಾಡಿ, ಆ ಹರಾಜಿನಿಂದ ಬರತಕ್ಕ ಹಣವನ್ನು ಈ ಕೆಳಗೆ ಕಂಡ ಬಾಬುಗಳ ಪಾವತಿಗೆ ವಿನಿಯೋಗಿಸುವಂತೆ ಅಪಣೆ ಮಾಡಬಹುದು. ಆ ಬಾಬುಗಳು ಯಾವುವೆಂದರೆ:—

(a) ಆ ವಾಹನದಮೇಲೆ ಪಾವತಿಯಾಗಬೇಕಾಗಿರತಕ್ಕ ತೆರಿಗೆಯೇನಾದರೂ ಇದ್ದಲ್ಲಿ, ಆ ತೆರಿಗೆ,

(b) ತೆರಿಗೆಯ ಮೊಬಲಗನ್ನು ಮೀರದಂತೆ, ಆ ಅಧಿಕಾರಿಯು ಅಪ್ಪಣೆ ಮಾಡಿ ತಿಳಿಸುವಂಥ ದಂಡದ್ರವ್ಯ, ಮತ್ತು

(c) ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ಹಿಡಿದು ವಶದಲ್ಲಿಟ್ಟುಕೊಂಡಿದ್ದು ಹರಾಜು ಮಾಡಿದುದರ ಸಂಬಂಧದಲ್ಲಿ ತಗಲಿದ ವೆಚ್ಚ.

(3) ಮೇಲೆ ಹೇಳಿದ ಬಾಬುಗಳ ಪಾವತಿಗೆ ಹರಾಜಿನಿಂದ ಬಂದ ಹಣವನ್ನು ವಿನಿಯೋಗಮಾಡಿದನಂತರ ಇನ್ನೂ ಮೊಬಲುಗೇನಾದರೂ ಉಳಿದಿದ್ದಲ್ಲಿ, ಮುನಿಸಿಪಲ್ ಸಭೆಯವರು ಹರಾಜು ನಡೆದ ಆರು ತಿಂಗಳೊಳಗಾಗಿ ಆ ವಾಹನದ ಅಥವಾ ಪ್ರಾಣಿಯ ಮಾಲೀಕನಾಗಲಿ ಅಥವಾ ಹಕ್ಕುಳ್ಳ ಇತರ ಆಸಾಮಿಯಾಗಲಿ ಕೇಳಿದಲ್ಲಿ, ಆ ಮೊಬಲಗನ್ನು ಆತನಿಗೆ ಕೊಟ್ಟುಬಿಡತಕ್ಕದು; ಹಾಗೆ ಯಾರೂ ಕೇಳದೆ ಇದ್ದಲ್ಲಿ, ಆ ಮೊಬಲಗನ್ನು ಮುನಿಸಿಪಲ್ ಸಭೆಯ ಜಮೆಗೇ ಸೇರಿಸಿಕೊಂಡು ಬಿಡತಕ್ಕದು.

(4) ವಾಹನದ ಅಥವಾ ಪ್ರಾಣಿಯ ಮಾಲೀಕನಾಗಲಿ, ಅಥವಾ ಅದಕ್ಕೆ ಹಕ್ಕುಳ್ಳ ಇತರ ಆಸಾಮಿಯಾಗಲಿ, ಅದು ಹಿಡಿಯಲ್ಪಟ್ಟ ತಾರೀಖಿನಿಂದ ಹತ್ತು ದಿನಗಳೊಳಗಾಗಿ ಅಥವಾ ಹರಾಜು ನಡೆಯುವುದಕ್ಕೆ ಮುಂಚೆ ಯಾವ ಕಾಲದಲ್ಲಾಗಲಿ, ಅದನ್ನು ತನಗೆ ವಾಪಸು ಕೊಡುವಂತೆ ಕೇಳಿದಲ್ಲಿ, ಅವನು,

(a) ಆ ವಾಹನದ ಸಂಬಂಧದಲ್ಲಿ ಕೊಡಬೇಕಾಗಿರತಕ್ಕ ತೆರಿಗೆ,

(b) ತೆರಿಗೆಯ ಮೊಬಲಗನ್ನು ಮೀರದಂತೆ, (1)ನೆಯ ಒಳ ಪ್ರಕರಣದಲ್ಲಿ ನಮೂದಿಸಿರುವ ಅಧಿಕಾರಿಯು ಅಪ್ಪಣೆ ಮಾಡುವಂಥ ದಂಡ ದ್ರವ್ಯ, ಮತ್ತು

(c) ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ಹಿಡಿದು, ವಶದಲ್ಲಿಟುಕೊಂಡಿದುದರ ಸಂಬಂಧದಲ್ಲಿ ತಗಲಿದ ಖರ್ಚು ವೆಚ್ಚಗಳು

ಇವುಗಳನ್ನು ಪಾವತಿಮಾಡಿನಂತರ, ಅವನಿಗೆ ಆ ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ವಾಪಸು ಕೊಡತಕ್ಕದು.

16. ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಟೌನು ಮುನಿಸಿಪಾಲಿಟಿಗಳ (ಮೂರನೆಯ ತಿದ್ದುಪಡಿ) ಮಸೂದಾ ಕಾನೂನಿನ ನಿಯಮಗಳ ವಿವರ.

ಟೌನು ಮುನಿಸಿಪಾಲಿಟಿಗಳಲ್ಲಿ ವಾಹನಗಳಿಗೆ ನಂಬರುಗಳನ್ನು ಕೊಟ್ಟು ಅವುಗಳನ್ನು ರಿಜಿಸ್ಟರು ಮಾಡುವುದಕ್ಕೆ ತಕ್ಕ ಉಪನಿಬಂಧನೆಗಳನ್ನು ರಚಿಸುವುದಕ್ಕೂ ಮತ್ತು ಆ ಉಪನಿಬಂಧನೆಗಳನ್ನು ಉಲ್ಲಂಘಿಸಿದರೆ ಜುಲ್ಮಾನೆಯನ್ನು ವಿಧಿಸುವುದಕ್ಕೆ ಅವಕಾಶವನ್ನು ಕಲ್ಪಿಸುವುದಕ್ಕೂ ಟೌನು ಮುನಿಸಿಪಲ್ ಸಭೆಗಳವರಿಗೆ ಅಧಿಕಾರವಿರುವಂತೆ 1933ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಟೌನು ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಆಕ್ಟಿನಲ್ಲಿ ನಿಯಮವೇರ್ಪಟ್ಟಿದೆ. ಆದರೆ ಆ ಉಪನಿಬಂಧನೆಗಳನ್ನು ಯಾವ ವಾಹನಗಳ ವಿಷಯದಲ್ಲಿ ಅನುಸರಿಸುವುದಿಲ್ಲವೋ ಅಂಥ ವಾಹನಗಳನ್ನು ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಳ್ಳುವುದಕ್ಕೆ ಅಥವಾ ಮಾರುವುದಕ್ಕೆ ಆ ಆಕ್ಟಿನಲ್ಲಿ ಯಾವ ನಿಯಮವೂ ಏರ್ಪಟ್ಟಿಲ್ಲ. ಆ ರೀತಿ ವಾಹನಗಳನ್ನು ಹಿಡಿಯುವ ಮತ್ತು ಮಾರುವ ಅಧಿಕಾರ ವಿರತಕ್ಕದು ಆವಶ್ಯಕವೆಂದು ಕೆಲವು ಮುನಿಸಿಪಲ್ ಸಭೆಗಳವರು ಅರಿಕೆ ಮಾಡಿಕೊಂಡಿದ್ದಾರೆ.

ಈ ಉದ್ದೇಶವನ್ನು ಜಾರಿಗೆ ತರುವುದಕ್ಕಾಗಿ ಈ ಮಸೂದಾಕಾನೂನು ರಚಿತವಾಗಿದೆ.

ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಟೌನು ಮುನಿಸಿಪಾಲಿಟಿಗಳ (ಮೂರನೆಯ ತಿದ್ದುಪಡಿ) ಮಸೂದಾ ಕಾನೂನು

1933ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಟೌನು ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಆಕ್ಟನ್ನು ಮತ್ತಷ್ಟು ತಿದ್ದುಪಾಟು ಮಾಡುವುದು ಯುಕ್ತವಾಗಿರುವುದರಿಂದ,

ಈ ಕೆಳಗೆ ಕಂಡಂತೆ ಈ ಮೂಲಕ ಕಾನೂನನ್ನು ವಿಧಾಯಕ ಮಾಡಲಾಗಿದೆ :—

ಚಿಕ್ಕ ಹೆಸರು ಮತ್ತು ಪ್ರಾರಂಭ.

1. (1) ಈ ಆಕ್ಟನ್ನು 194 ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಟೌನು ಮುನಿಸಿಪಾಲಿಟಿಗಳ (ಮೂರನೆಯ ತಿದುಪಡಿ) ಆಕ್ಟು ಎಂದು ಕರೆಯಬಹುದು.

(2) ಅದು ಕೂಡಲೇ ಜಾರಿಗೆ ಬರತಕ್ಕದು.

2. 1933ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಟೌನು ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಆಕ್ಟಿನ 65ನೆಯ ಪ್ರಕರಣಕ್ಕೂ ಮತ್ತು ಅದರ ಹಿಂದಿರತಕ್ಕ ಒಳ ಶಿರೋನಾಮೆಗೂ ಮುಂಚೆ ಈ ಕೆಳಗೆ ಕೊಟ್ಟಿರತಕ್ಕ ಹೊಸ ಪ್ರಕರಣವನ್ನು ಸೇರಿಸತಕ್ಕದು ; ಅದು ಯಾವುದೆಂದರೆ :—

1933ನೆಯ ಇಸವಿಯ VIIIನೆಯ ನಂಬರಿನ ಆಕ್ಟಿನಲ್ಲಿ 64B ಪ್ರಕರಣವೆಂಬ ಹೊಸ ಪ್ರಕರಣವನ್ನು ಸೇರಿಸುವುದು.

"64B. (1) ಮೇಲೆ ಕಂಡ 48ನೆಯ ಪ್ರಕರಣದ (1)ನೆಯ ಒಳ ಪ್ರಕರಣದ (j) ಕ್ಲಾಜಿನ ಮೇರೆಗೆ ರಚಿಸಲ್ಪಟ್ಟ ಒಂದು ಉಪನಿಬಂಧನೆಯಲ್ಲಿ (ಬೈಲಾದಲ್ಲಿ) ವಾಹನಗಳಿಗೆ ನಂಬರನ್ನು ಕೊಟ್ಟು ರಿಜಿಸ್ಟರು ಮಾಡಿಸಬೇಕೆಂಬ ವಿಚಾರದಲ್ಲಿ ಅಡಗಿರತಕ್ಕ ಯಾವುದಾದರೂ ಅನುಜ್ಞೆಯನ್ನು ಯಾವುದಾದರೂ ವಾಹನದ ವಿಚಾರದಲ್ಲಿ ಅನುಸರಿಸದೇ ಇದ್ದಲ್ಲಿ, ಆಗ, ಮುನಿಸಿಪಲ್ ಸಭೆಯವರಿಂದ ಈ ಸಂಬಂಧದಲ್ಲಿ ಅಧಿಕಾರ ಕೊಡಲ್ಪಟ್ಟಿರುವ ಯಾವ ಅಧಿಕಾರಿಯಾಗಲಿ, ಯಾವ ಕಾಲದಲ್ಲಾಗಲಿ, ಆ ವಾಹನವನ್ನೂ ಮತ್ತು ಅದು ಯಾವುದಾದರೂ ಪ್ರಾಣಿಯಿಂದ ಎಳೆಯಲ್ಪಡುತ್ತಿದ್ದಲ್ಲಿ ಆ ಪ್ರಾಣಿಯನ್ನೂ ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಳ್ಳಬಹುದು.

ಪರಂತು, ಒಂದು ಬೈಸಿಕಲ್, ಟ್ರೈಸಿಕಲ್ (ಎಂದರೆ ಮೂರು ಚಕ್ರದ ವಾಹನ) ಅಥವಾ 'ರಿಕ್ಷಾ' (ಎಂದರೆ, ಮನುಷ್ಯರಿಂದ ಎಳೆಯಲ್ಪಡತಕ್ಕ ಗಾಡಿ), ಇವುಗಳ ಹೊರತು ಇತರ ಯಾವ ವಾಹನದ ವಿಚಾರದಲ್ಲಾಗಲಿ, ಆ ವಾಹನವು ವಾಸ್ತವವಾಗಿ ಯಾವ ಪ್ರಯಾಣಿಕನನ್ನಾಗಲಿ ಅಥವಾ ಸಾಮಾನುಗಳನ್ನಾಗಲಿ ಒಯ್ಯುತ್ತಿರುವಾಗ ಅದನ್ನು ಮೇಲೆ ಹೇಳಿದಂತೆ ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಳ್ಳತಕ್ಕದಲ್ಲ.

(2) ಮೇಲೆ ಕಂಡ (1)ನೆಯ ಒಳಪ್ರಕರಣದ ಮೇರೆಗೆ ಒಂದು ವಾಹನವನ್ನಾಗಲಿ ಅಥವಾ ಪ್ರಾಣಿಯನ್ನಾಗಲಿ ವಶಪಡಿಸಿಕೊಂಡಾಗ ಹಾಗೆ ಹಿಡಿದಿಟ್ಟ ತಾರೀಖಿನಿಂದ 10 ದಿನಗಳೊಳಗಾಗಿ ಅದರ ಮಾಲೀಕನಾಗಲಿ ಅಥವಾ ಅದಕ್ಕೆ ಹಕ್ಕುಳ್ಳ ಇತರ ಆಸಾಮಿಯಾಗಲಿ, ಅದನ್ನು ತನಗೆ ಹಿಂದಕ್ಕೆ ಕೊಡಬೇಕೆಂದು ಕೋರಿ ಅದರ ಸಂಬಂಧವಾಗಿ ಬಾಡಿಗೆಯೇನಾದರೂ ಕೊಡಬೇಕಾಗಿದ್ದಲ್ಲಿ ಅದನ್ನೂ ಮತ್ತು (4)ನೆಯ ಒಳ ಪ್ರಕರಣದ ಮೇರೆಗೆ ಕೊಡಬೇಕಾಗಿರತಕ್ಕ ಇತರ ಮೊಬಲಗುಗಳನ್ನೂ ಪಾವತಿ ಮಾಡದೆ ಹೋದಲ್ಲಿ, ಆಗ, ಮುನಿಸಿಪಲ್ ಸಭೆಯವರಿಂದ ಈ ವಿಷಯದಲ್ಲಿ ಅಧಿಕಾರಕೊಡಲ್ಪಟ್ಟಿರಬಹುದಾದಂಥ ಅಧಿಕಾರಿಯು ಆ ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ಬಹಿರಂಗವಾಗಿ ಹರಾಜುಮಾಡಿ, ಆ ಹರಾಜಿನಿಂದ ಬರತಕ್ಕ ಹಣವನ್ನು ಈ ಕೆಳಗೆ ಕಂಡ ಬಾಬುಗಳ ಪಾವತಿಗೆ ವಿನಿಯೋಗಿಸುವಂತೆ ಅಪ್ಪಣೆ ಮಾಡಬಹುದು ; ಆ ಬಾಬುಗಳು ಯಾವುವೆಂದರೆ :—

(a) ಆ ವಾಹನದ ಮೇಲೆ ಪಾವತಿಯಾಗಬೇಕಾಗಿರತಕ್ಕ ತೆರಿಗೆಯೇನಾದರೂ ಇಲ್ಲಿದ್ದ ಆ ತೆರಿಗೆ,

(b) ತೆರಿಗೆಯ ಮೊಬಲಗನ್ನು ಮೀರದಂತೆ, ಆ ಅಧಿಕಾರಿಯು ಅಪ್ಪಣೆಮಾಡಿ ತಿಳಿಸುವಂಥ ದಂಡ ದ್ರವ್ಯ, ಮತ್ತು

(c) ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ಹಿಡಿದು ವಶದಲ್ಲಿಟ್ಟುಕೊಂಡಿದ್ದು ಹರಾಜು ಮಾಡಿದುದರ ಸಂಬಂಧದಲ್ಲಿ ತಗಲಿದ ವೆಚ್ಚ.

(3) ಮೇಲೆ ಹೇಳಿದ ಬಾಬುಗಳ ಪಾವತಿಗೆ ಹರಾಜಿನಿಂದ ಬಂದ ಹಣವನ್ನು ವಿನಿಯೋಗಮಾಡಿದ ನಂತರ ಇನ್ನೂ ಮೊಬಲಗೇನಾದರೂ ಉಳಿದಿದ್ದಲ್ಲಿ, ಮುನಿಸಿಪಲ್ ಸಭೆಯವರು, ಹರಾಜು ನಡೆದ ಆರು ತಿಂಗಳೊಳಗಾಗಿ ಆ ವಾಹನದ ಅಥವಾ ಪ್ರಾಣಿಯ ಮಾಲೀಕನಾಗಲಿ ಅಥವಾ ಹಕ್ಕುಳ್ಳ ಇತರ ಆಸಾಮಿಯಾಗಲಿ ಕೇಳಿದಲ್ಲಿ, ಆ ಮೊಬಲಗನ್ನು ಆತನಿಗೆ ಕೊಟ್ಟು ಬಿಡತಕ್ಕದು. ಹಾಗೆ ಯಾರೂ ಕೇಳದೆ ಇದ್ದಲ್ಲಿ, ಆ ಮೊಬಲಗನ್ನು ಮುನಿಸಿಪಲ್ ಸಭೆಯ ಜಮೆಗೇ ಸೇರಿಸಿಕೊಂಡು ಬಿಡತಕ್ಕದು.

(4) ವಾಹನದ ಅಥವಾ ಪ್ರಾಣಿಯ ಮಾಲೀಕನಾಗಲಿ ಅಥವಾ ಅದಕ್ಕೆ ಹಕ್ಕುಳ್ಳ ಇತರ ಆಸಾಮಿಯಾಗಲಿ, ಅದು ಪಿಡಿಯಲ್ಪಟ್ಟ ತಾರೀಖಿನಿಂದ 10 ದಿನಗಳೊಳಗಾಗಿ ಅಥವಾ ಹರಾಜು ನಡೆಯುವುದಕ್ಕೆ ಮುಂಚೆ ಯಾವ ಕಾಲದಲ್ಲಾಗಲಿ, ಅದನ್ನು ತನಗೆ ವಾಪಸು ಕೊಡುವಂತೆ ಕೇಳಿದಲ್ಲಿ, ಅವನು—

(a) ಆ ವಾಹನದ ಸಂಬಂಧದಲ್ಲಿ ಕೊಡಬೇಕಾಗಿರತಕ್ಕ ತೆರಿಗೆ,

(b) ತೆರಿಗೆಯ ಮೊಬಲಗನ್ನು ಮೀರದಂತೆ, (1)ನೆಯ ಒಳ ಪ್ರಕರಣದಲ್ಲಿ ನಮೂದಿಸಿರುವ ಅಧಿಕಾರಿಯು ಅಪ್ಪಣೆ ಕೊಡುವಂಥ ದಂಡ ದ್ರವ್ಯ, ಮತ್ತು

(c) ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ಹಿಡಿದು, ವಶದಲ್ಲಿಟ್ಟುಕೊಂಡಿದ್ದುದರ ಸಂಬಂಧದಲ್ಲಿ ತಗಲಿದ ಖರ್ಚು ವೆಚ್ಚಗಳು,

ಇವುಗಳನ್ನು ಪಾವತಿ ಮಾಡಿದ ನಂತರ, ಅವನಿಗೆ ಆ ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ವಾಪಸು ಕೊಡತಕ್ಕದು.

16. THE MYSORE TOWN MUNICIPALITIES (THIRD AMENDMENT) BILL.

Statement of Principles.

While the Town Municipalities Act, 1933, empowers Town Municipal Councils to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for any infringement thereof, there is no provision for seizure or sale of vehicles in respect of which such bye-laws are not observed. Certain municipal councils have represented the need for such a power of seizure and sale.

The present Bill is intended to give effect to this object.

THE MYSORE TOWN MUNICIPALITIES (THIRD AMENDMENT) BILL.

WHEREAS it is expedient further to amend the Mysore Town Municipalities Act, 1933 ;

It is hereby enacted as follows :—

Short title and commencement.

1. (1) This Act may be called the Mysore Town Municipalities (Third Amendment) Act, 194

(2) It shall come into force at once.

Addition of new section 64-B, Act VIII of 1933.

2. Before Section 65 of the Mysore Town Municipalities Act, 1933, and the sub-heading preceding it the following new section shall be inserted, namely,—

"64-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (*j*) of sub-section (1) of Section 48 is not observed in respect of any vehicle, then any authority empowered in this behalf by the municipal council may, at any time, seize and detain the vehicle and the animal, if any, by which it is drawn :

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the municipal council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall on demand made within six months from the date of sale make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

17. ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಮೈನರ್ ಮುನಿಸಿಪಾಲಿಟಿಗಳ (ಮೂರನೆಯ ತಿದ್ದುಪಡಿ) ಮಸೂದಾ ಕಾನೂನಿನ ನಿಯಮಗಳ ವಿವರ.

ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಮೈನರ್ ಮುನಿಸಿಪಾಲಿಟಿಗಳಲ್ಲಿ ವಾಹನಗಳಿಗೆ ನಂಬರನ್ನು ಕೊಟ್ಟು ರಿಜಿಸ್ಟರು ಮಾಡಿಸುವುದನ್ನು ಕ್ರಮಗೊಳಿಸುವುದಕ್ಕಾಗಿ ಸರ್ಕಾರದವರು ನಿಬಂಧನೆಗಳನ್ನು ರಚಿಸಿರುತ್ತಾರೆ; ಮತ್ತು ಅಂಥಾ ನಿಬಂಧನೆಗಳನ್ನು ಮೀರಿ ನಡೆದ ಸಂದರ್ಭಗಳಲ್ಲಿ ಜುಲ್ಮಾನೆಯನ್ನು ವಿಧಿಸಲು ಅವಕಾಶವನ್ನೂ ಕಲ್ಪಿಸಿರುತ್ತಾರೆ. ಆದರೆ ನಿಬಂಧನೆಗಳನ್ನು ಅನುಸರಿಸದೆ ಇರತಕ್ಕ ಸಂದರ್ಭಗಳಲ್ಲಿ ವಾಹನಗಳನ್ನು ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಳ್ಳುವುದಕ್ಕಾಗಲಿ ಅಥವಾ ಅವುಗಳನ್ನು ಮಾರಾಟ ಮಾಡುವುದಕ್ಕಾಗಲಿ 1933ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಮೈನರ್ ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಆಕ್ಟಿನಲ್ಲಿ ನಿಯಮವೇರ್ಪಟ್ಟಿಲ್ಲ. ನಿಬಂಧನೆಗಳನ್ನು ಅನುಸರಿಸದೆ ಇರತಕ್ಕ ಸಂದರ್ಭಗಳಲ್ಲಿ ವಾಹನಗಳನ್ನು ವಶಪಡಿಸಿಕೊಳ್ಳುವಂತೆಯೂ ಮತ್ತು ಕೆಲವು ಸಂದರ್ಭಗಳಲ್ಲಿ ಅವುಗಳನ್ನು ಮಾರಾಟ ಮಾಡುವಂತೆಯೂ ಅಪ್ಪಣೆಮಾಡಲು ಮೈನರ್ ಮುನಿಸಿಪಾಲಿಟಿಗಳಿಗೆ ಅಧಿಕಾರ ಕೊಡುವುದಕ್ಕಾಗಿ ಈ ಮಸೂದಾ ಕಾನೂನಿನಲ್ಲಿ ನಿಯಮವೇರ್ಪಟ್ಟಿದೆ.

ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಮೈನರ್ ಮುನಿಸಿಪಾಲಿಟಿಗಳ (ಮೂರನೆಯ ತಿದ್ದುಪಡಿ) ಮಸೂದಾ ಕಾನೂನು.

1933ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಮೈನರ್ ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಆಕ್ಟನ್ನು ಮತ್ತಷ್ಟು ತಿದ್ದುಪಾಟು ಮಾಡುವುದು ಯುಕ್ತವಾಗಿರುವುದರಿಂದ, ಈ ಕೆಳಗೆ ಕಂಡಂತೆ ಈ ಮೂಲಕ ಕಾನೂನನ್ನು ವಿಧಾಯಕ ಮಾಡಲಾಗಿದೆ :—

ಚಿಕ್ಕಹೆಸರು ಮತ್ತು ಪ್ರಾರಂಭ.

1 (1) ಈ ಆಕ್ಟನ್ನು 194 ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಮೈನರ್ ಮುನಿಸಿಪಾಲಿಟಿಗಳ (ಮೂರನೆಯ ತಿದ್ದುಪಡಿ) ಆಕ್ಟು ಎಂದು ಕರೆಯಬಹುದು.

(2) ಅದು ಕೂಡಲೆ ಜಾರಿಗೆ ಬರತಕ್ಕದ್ದು.

1933ನೆಯ ಇಸವಿಯ IXನೆಯ ನಂಬರಿನ ಆಕ್ಟಿನಲ್ಲಿ 106-A ಪ್ರಕರಣವೆಂಬ ಹೊಸಪ್ರಕರಣವನ್ನು ಸೇರಿಸುವುದು.

2 1933ನೆಯ ಇಸವಿಯ ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಮೈನರ್ ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಆಕ್ಟಿನ 106ನೆಯ ಪ್ರಕರಣದ ತರುವಾಯ ಈ ಕೆಳಗೆ ಕೊಟ್ಟಿರತಕ್ಕ ಹೊಸಪ್ರಕರಣವನ್ನು ಸೇರಿಸತಕ್ಕದ್ದು. ಅದು ಯಾವುದೆಂದರೆ.—

"106. A. (1) ಈ ಆಕ್ಟಿನಮೇರೆಗೆ ಸರ್ಕಾರದವರಿಂದ ವಿಧಿಸಲ್ಪಟ್ಟ ಯಾವುದಾದರೂ ನಿಬಂಧನೆಯಲ್ಲಿ ವಾಹನಗಳಿಗೆ ನಂಬರನ್ನು ಕೊಟ್ಟು ರಿಜಿಸ್ಟರು ಮಾಡಿಸಬೇಕೆಂಬ ವಿಚಾರದಲ್ಲಿ ಅಡಗಿರತಕ್ಕ ಯಾವುದಾದರೂ ಅನುಜ್ಞೆಯನ್ನು ಯಾವುದಾದರೂ ವಾಹನದ ವಿಚಾರದಲ್ಲಿ ಅನುಸರಿಸದೆ ಇದ್ದಲ್ಲಿ, ಆಗ, ಸರ್ಕಾರದವರಿಂದ ಈ ಸಂಬಂಧದಲ್ಲಿ ಅಧಿಕಾರ ಕೊಡಲ್ಪಟ್ಟಿರುವ ಯಾವ ಅಧಿಕಾರಿಯಾಗಲಿ, ಯಾವ ಕಾಲದಲ್ಲಾಗಲಿ, ಆ ವಾಹನವನ್ನೂ ಮತ್ತು ಅದು ಯಾವುದಾದರೂ ಪ್ರಾಣಿಯಿಂದ ಎಳೆಯಲ್ಪಡುತ್ತಿದ್ದಲ್ಲಿ ಆ ಪ್ರಾಣಿಯನ್ನೂ ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಳ್ಳಬಹುದು.

ಪರಂತು, ಒಂದು ಬೈಸಿಕಲ್, ಟ್ರೈಸಿಕಲ್ (ಎಂದರೆ ಮೂರು ಚಕ್ರದ ವಾಹನ) ಅಥವಾ ರಿಕ್‌ಷಾ (ಎಂದರೆ ಮನುಷ್ಯನಿಂದ ಎಳೆಯಲ್ಪಡತಕ್ಕ ಗಾಡಿ), ಇವುಗಳ ಹೊರತು ಇತರ ಯಾವ ವಾಹನದ ವಿಚಾರದಲ್ಲಾಗಲಿ, ಆ ವಾಹನವು ವಾಸ್ತವವಾಗಿ ಯಾವ ಪ್ರಯಾಣಿಕನನ್ನಾಗಲಿ ಅಥವಾ ಸಾಮಾನುಗಳನ್ನಾಗಲಿ, ಒಯ್ಯುತ್ತಿರುವಾಗ ಅದನು ಮೇಲೆ ಹೇಳಿದಂತೆ ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಳ್ಳತಕ್ಕದಲ್ಲ.

(2) ಮೇಲೆ ಕಂಡ (1)ನೆಯ ಒಳಪ್ರಕರಣದ ಮೇರೆಗೆ ಒಂದು ವಾಹನವನ್ನಾಗಲಿ ಅಥವಾ ಪ್ರಾಣಿಯನ್ನಾಗಲಿ ಹಿಡಿದು ವಶಪಡಿಸಿಕೊಂಡಾಗ ಹಾಗೆ ಹಿಡಿದಿಟ್ಟ ತಾರೀಖಿನಿಂದ ಹತ್ತು ದಿನಗಳೊಳಗಾಗಿ ಅದರ ಮಾಲೀಕನಾಗಲಿ ಅಥವಾ ಅದಕ್ಕೆ ಹಕ್ಕುಳ್ಳ ಇತರ ಆಸಾಮಿಯಾಗಲಿ, ಅದನ್ನು ತನಗೆ ಹಿಂದಕ್ಕೆ ಕೊಡಬೇಕೆಂದು ಕೋರಿ, ಅದರ ಸಂಬಂಧವಾಗಿ ಬಾಡಿಗೆಯೇನಾದರೂ ಕೊಡಬೇಕಾಗಿದಲ್ಲಿ ಅದನ್ನೂ ಮತ್ತು (4)ನೆಯ ಒಳಪ್ರಕರಣದ ಮೇರೆಗೆ ಕೊಡಬೇಕಾಗಿರತಕ್ಕ ಇತರ ಮೊಬಲಗುಗಳನ್ನೂ, ಪಾವತಿ ಮಾಡದೆ ಹೋದಲ್ಲಿ ಆಗ ಸರ್ಕಾರದವರಿಂದ ಈ ವಿಷಯದಲ್ಲಿ ಅಧಿಕಾರ ಕೊಡಲ್ಪಟ್ಟಿರಬಹುದಾದಂಥ ಅಧಿಕಾರಿಯು ಆ ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ಬಹಿರಂಗವಾಗಿ ಹರಾಜುಮಾಡಿ, ಆ ಹರಾಜಿನಿಂದ ಬರತಕ್ಕ ಹಣವನ್ನು ಈ ಕೆಳಗೆ ಕಂಡ ಬಾಬುಗಳ ಪಾವತಿಗೆ ವಿನಿಯೋಗಿಸುವಂತೆ ಅಪ್ಪಣೆಮಾಡಬಹುದು. ಆ ಬಾಬುಗಳು ಯಾವುವೆಂದರೆ :—

(a) ಆ ವಾಹನದ ಮೇಲೆ ಪಾವತಿಯಾಗಬೇಕಾಗಿರತಕ್ಕ ತೆರಿಗೆ ಯೇನಾದರೂ ಇದ್ದಲ್ಲಿ, ಆ ತೆರಿಗೆ;

(b) ತೆರಿಗೆಯ ಮೊಬಲಗನ್ನು ಮೀರದಂತೆ, ಆ ಅಧಿಕಾರಿಯು ಅಪ್ಪಣೆ ಮಾಡಿ ತಿಳಿಸುವಂಥ ದಂಡದ್ರವ್ಯ, ಮತ್ತು

(c) ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ಹಿಡಿದು ವಶದಲ್ಲಿಟ್ಟುಕೊಂಡಿದ್ದು ಹರಾಜು ಮಾಡಿದುದರ ಸಂಬಂಧದಲ್ಲಿ ತಗಲಿದ ವೆಚ್ಚ.

(3) ಹರಾಜಿನಿಂದ ಬಂದ ಹಣವನ್ನು ಮೇಲೆ ಹೇಳಿದ ಬಾಬುಗಳ ಪಾವತಿಗೆ ವಿನಿಯೋಗ ಮಾಡಿದ ನಂತರ ಇನ್ನೂ ಮೊಬಲಗೇನಾದರೂ ಉಳಿದಿದ್ದರೆ ಮುನಿಸಿಪಲ್ ಸಭೆಯವರು, ಹರಾಜು ನಡೆದ ಆರು ತಿಂಗಳೊಳಗಾಗಿ ಆ ವಾಹನದ ಅಥವಾ ಪ್ರಾಣಿಯ ಮಾಲೀಕನಾಗಲಿ ಅಥವಾ ಹಕ್ಕುಳ್ಳ ಇತರ ಆಸಾಮಿಯಾಗಲಿ ಕೇಳಿದಲ್ಲಿ, ಆ ಮೊಬಲಗನ್ನು ಆತನಿಗೆ ಕೊಟ್ಟುಬಿಡತಕ್ಕದು. ಹಾಗೆ ಯಾರೂ ಕೇಳದೆ ಇದ್ದಲ್ಲಿ ಆ ಮೊಬಲಗನ್ನು ಮುನಿಸಿಪಲ್ ಸಭೆಯ ಜಮೆಗೇ ಸೇರಿಸಿಕೊಂಡು ಬಿಡತಕ್ಕದು.

(4) ವಾಹನದ ಅಥವಾ ಪ್ರಾಣಿಯ ಮಾಲೀಕನಾಗಲಿ ಅಥವಾ ಅದಕ್ಕೆ ಹಕ್ಕುಳ್ಳ ಇತರ ಆಸಾಮಿಯಾಗಲಿ, ಅದು ಹಿಡಿಯಲ್ಪಟ್ಟ ತಾರೀಖಿನಿಂದ ಹತ್ತು ದಿನಗಳೊಳಗಾಗಿ ಅಥವಾ ಹರಾಜು ನಡೆಯುವುದಕ್ಕೆ ಮುಂಚೆ ಯಾವ ಕಾಲದಲ್ಲಾಗಲಿ ಅದನ್ನು ತನಗೆ ವಾಪಸು ಕೊಡುವಂತೆ ಕೇಳಿದಲ್ಲಿ, ಅವನು,

(a) ಆ ವಾಹನದ ಸಂಬಂಧದಲ್ಲಿ ಕೊಡಬೇಕಾಗಿರತಕ್ಕ ತೆರಿಗೆ,

(b) ತೆರಿಗೆಯ ಮೊಬಲಗನ್ನು ಮೀರದಂತೆ, (1) ನೆಯ ಒಳಪ್ರಕರಣದಲ್ಲಿ ನಮೂದಿಸಿರುವ ಅಧಿಕಾರಿಯು ಅಪ್ಪಣೆ ಕೊಡುವಂಥ ದಂಡದ್ರವ್ಯ ಮತ್ತು

(c) ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ಹಿಡಿದು ವಶದಲ್ಲಿಟ್ಟುಕೊಂಡಿದ್ದುದರ ಸಂಬಂಧದಲ್ಲಿ ತಗಲಿದ ಖರ್ಚು ವೆಚ್ಚಗಳು,

ಇವುಗಳನ್ನು ಪಾವತಿ ಮಾಡಿದ ನಂತರ, ಅವನಿಗೆ ಆ ವಾಹನವನ್ನು ಅಥವಾ ಪ್ರಾಣಿಯನ್ನು ವಾಪಸು ಕೊಡತಕ್ಕದು.

17. THE MYSORE MINOR MUNICIPALITIES (THIRD AMENDMENT) BILL.

Statement of Principles.

Government have framed rules for regulating the numbering and registration of vehicles in Minor Municipalities and have provided for the imposition of a fine for a breach of any such rule. The Mysore Minor Municipalities Act, 1933, however, does not contain provision for the seizure or sale of vehicles in cases where the rules are not observed. The present Bill empowers Minor Municipalities to direct seizure and, in certain circumstances, the sale of vehicles in respect of which the rules are not observed.

THE MYSORE MINOR MUNICIPALITIES (THIRD AMENDMENT) BILL.

WHEREAS it is expedient further to amend the Mysore Minor Municipalities Act, 1933;

It is hereby enacted as follows:—

Short title and comencement.

1. (1) This Act may be called the Mysore Minor Municipalities (Third Amendment) Act, 194

(2) It shall come into force at once.

Addition of a new section 106-A, Act IX of 1933.

2. After Section 106 of the Mysore Minor Municipalities Act, 1933, the following new Section shall be inserted, namely,—

"106-A. (1) If any direction for the numbering and registration of a vehicle contained in any rule made by the Government under this Act is not observed in respect of any vehicle, then any authority empowered in this behalf by the Government may at any time seize and detain the vehicle and the animal, if any, by which it is drawn:

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Government may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall, on demand made within six months from the date of sale, make it over to the owner

or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

Existing section.	Amendment proposed	Section as amended.	Remarks
	Addition of a new section 67-B, Act VII of 1933.	2. Before section 68 of the Mysore City Municipalities Act, 1933 and the sub-heading preceding it, the following new section shall be inserted, namely,—	

"67-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (j) of sub-section (1) of Section 51 is not observed in respect of any vehicle, then any authority empowered in this behalf by the Municipal Council may, at any time, seize and detain the vehicle and the animal, if any, by which it is drawn :

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Municipal Council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,
(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and
(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the Municipal Council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the Municipal Council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,
(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and
(*c*) the charges incurred in connection with seizure and detention."

15. THE MYSORE CITY MUNICIPALITIES (FIFTH AMENDMENT) BILL.

Statement of Principles.

Under the City Municipalities Act, 1933, City Municipal Councils are empowered to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for infringement of any such bye-laws. This penalty for the breach of such bye-law has not been found sufficient to enforce directions relating to numbering and registration of vehicles. There is no provision in the Act for seizure or sale of such vehicles and it has therefore become necessary to empower City Municipal Councils to direct the seizure, and, in certain circumstances, the sale, of such vehicles.

The present Bill is intended to give effect to this object.

THE MYSORE CITY MUNICIPALITIES (FIFTH AMENDMENT) BILL.

WHEREAS it is expedient further to amend the Mysore City Municipalities Act, 1933;

It is hereby enacted as follows:—

Short title and Commencement.

1. (1) This Act may be called the Mysore City Municipalities (Fifth Amendment) Act, 194

(2) It shall come into force at once.

Addition of a new section 67-B, Act VII of 1933.

2. Before section 68 of the Mysore City Municipalities Act, 1933 and the sub-heading preceding it, the following new section shall be inserted, namely,—

"67-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (j) of sub-section (1) of Section 51 is not observed in respect of any vehicle, then any authority empowered in this behalf by the Municipal Council may, at any time, seize and detain the vehicle and the animal, if any, by which it is drawn:

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Municipal Council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the

(3) If there is a surplus after such payment, the Municipal Council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the Municipal Council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

16. THE MYSORE TOWN MUNICIPALITIES (THIRD AMENDMENT) BILL.

Statement of Principles.

While the Town Municipalities Act, 1933, empowers Town Municipal Councils to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for any infringement thereof, there is no provision for seizure or sale of vehicles in respect of which such bye-laws are not observed. Certain municipal councils have represented the need for such a power of seizure and sale.

The present Bill is intended to give effect to this object.

THE MYSORE TOWN MUNICIPALITIES (THIRD AMENDMENT) BILL.

WHEREAS it is expedient further to amend the Mysore Town Municipalities Act, 1933 ;

It is hereby enacted as follows :—

Short title and commencement.

1. (1) This Act may be called the Mysore Town Municipalities (Third Amendment) Act, 194

(2) It shall come into force at once.

Addition of a new section 64-B, Act VIII of 1933.

2. Before Section 65 of the Mysore Town Municipalities Act, 1933, and the sub-heading preceding it the following new section shall be inserted, namely,—

"64-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (*j*) of sub-section (1) of Section 48 is not observed in respect of any vehicle, then any authority empowered in this behalf by the municipal council may, at any time, seize and detain the vehicle and the animal, if any, by which it is drawn :

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the municipal council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall on demand made within six months from the date of sale make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

17. THE MYSORE MINOR MUNICIPALITIES (THIRD AMENDMENT) BILL.

Statement of Principles.

Government have framed rules for regulating the numbering and registration of vehicles in Minor Municipalities and have provided for the imposition of a fine for a breach of any such rule. The Mysore Minor Municipalities Act, 1933, however, does not contain provision for the seizure or sale of vehicles in cases where the rules are not observed. The present Bill empowers Minor Municipalities to direct seizure and, in certain circumstances, the sale of vehicles in respect of which the rules are not observed.

THE MYSORE MINOR MUNICIPALITIES (THIRD AMENDMENT) BILL.

WHEREAS it is expedient further to amend the Mysore Minor Municipalities Act, 1933

It is hereby enacted as follows:—

Short title and comencement.

1. (1) This Act may be called the Mysore Minor Municipalities (Third Amendment) Act, 194

(2) It shall come into force at once.

Addition of a new section 106-A, Act IX of 1933.

2. After Section 106 of the Mysore Minor Municipalities Act, 1933, the following new Section shall be inserted, namely,—

"106-A. (1) If any direction for the numbering and registration of a vehicle contained in any rule made by the Government under this Act is not observed in respect of any vehicle, then any authority empowered in this behalf by the Government may at any time seize and detain the vehicle and the animal, if any, by which it is drawn:

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Government may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall, on demand made within six months from the date of sale, make it over to the owner

or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

THE MYSORE LEGISLATIVE COUNCIL

BUDGET SESSION, JUNE—JULY 1943.

AMENDMENTS TO THE MYSORE CITY MUNICIPALITIES (FIFTH AMENDMENT) BILL.

(Provisionally admitted).

Date of receipt of notice—23*rd June* 1943.

BY MR. T. MADIAH GOWDA,

Member, Legislative Council.

In 67-B (1) after the words "the vehicle" substitute "or" for the word "and" and after the words "it is drawn" add "or both."

2. In clause (2) after the word "may" add "after notice to the owner."

B. K. RAMAKRISHNAIYA,
Secretary,
Legislative Council.

WD 6418—GPB—150—24-6-43

As p attd by the Legislative Counc
on 5th & 11th July 1943

42

No. Rl. 1116, *dated Bangalore, the 7th June* 1943.

Under the provisions of rule 36 of the Mysore Legislative Rules, 1941, the Dewan has been pleased to order the publication in the Gazette of the City Municipalities (Fifth Amendment) Bill together with the Statement of Objects and Reasons.

By Order,
C. NARAYANASWAMY NAIDU,
Secretary to Government,
Law Department.

THE MYSORE CITY MUNICIPALITIES (FIFTH AMENDMENT) BILL.

WHEREAS it is expedient further to amend the Mysore City Municipalities Act, 1933;

It is hereby enacted as follows: —

Short title and Commencement.

1. (1) This Act may be called the Mysore City Municipalities (Fifth Amendment) Act, 194

(2) It shall come into force at once.

Addition of a new section 67-B, Act VII of 1933.

2. Before section 68 of the Mysore City Municipalities Act, 1933 and the sub-heading preceding it, the following new section shall be inserted, namely,—

"67-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (j) of sub-section (1) of Section 51 is not observed in respect of any vehicle, then any authority empowered in this behalf by the Municipal Council may, at any time, seize and detain the vehicle and the animal, if any, by which it is drawn:

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due

thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Municipal Council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the Municipal Council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the Municipal Council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

he tax due on the vehicle,

ich penalty not exceeding the amount of the ax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention." S. H. Chandrasekharaiya, M.P. President Legislative Council

Statement of objects and reasons.

Under the City Municipalities Act, 1933, City Municipal Councils are empowered to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for infringement of any such bye-laws. This penalty for the breach of such bye-law has not been found sufficient to enforce directions relating to numbering and registration of vehicles. There is no provision in the Act for seizure or sale of such vehicles and it has therefore become necessary to empower City Municipal Councils to direct the seizure, and, in certain circumstances, the sale, of such vehicles.

The present Bill is intended to give effect to this object.

As passed by the Legislative Council on 5th July 1943

45

No. Rl. 1111, *dated Bangalore, the 7th June* 1943.

Under the provisions of rule 36 of the Mysore Legislative Rules, 1941, the Dewan has been pleased to order the publication in the Gazette of the Town Municipalities (Third Amendment) Bill together with the Statement of Objects and Reasons.

By Order,
C. NARAYANASWAMY NAIDU,
Secretary to Government,
Law Department.

THE MYSORE TOWN MUNICIPALITIES (THIRD AMENDMENT) BILL.

WHEREAS it is expedient further to amend the Mysore Town Municipalities Act, 1933 ;

It is hereby enacted as follows :—

Short title and commencement.

1. (1) This Act may be called the Mysore Town Municipalities (Third Amendment) Act, 194

(2) It shall come into force at once.

Addition of a new section 64-B, Act VIII of 1933.

2. Before Section 65 of the Mysore Town Municipalities Act, 1933, and the sub-heading preceding it the following new section shall be inserted, namely,—

" 64-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (*j*) of sub-section (1) of Section 48 is not observed in respect of any vehicle, then any authority empowered in this behalf by the municipal council may, at any time, seize and detain the vehicle and the animal, if any, by which it is drawn :

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto

does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the municipal council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall on demand made within six months from the date of sale make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention.

G. H. Chandrasekharappa 12/1/45
President
Legislative Council

Statement of objects and reasons.

While the Town Municipalities Act, 1933, empowers Town Municipal Councils to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for any infringement thereof, there is no provision for seizure or sale of vehicles in respect of which such bye-laws are not observed. Certain municipal councils have represented the need for such a power of seizure and sale.

The present Bill is intended to give effect to this object.

As passed by the Legislative Council on 5th July 1943

No. Rl. 1115, *dated Bangalore, the 7th June* 1943.

Under the provisions of rule 36 of the Mysore Legislative Rules, 1941, the Dewan has been pleased to order the publication in the Gazette of the Minor Municipalities (Third Amendment) Bill together with the Statement of Objects and Reasons.

By Order,

C. NARAYANASWAMY NAIDU,

Secretary to Government,
Law Department.

THE MYSORE MINOR MUNICIPALITIES (THIRD AMENDMENT) BILL.

WHEREAS it is expedient further to amend the Mysore Minor Municipalities Act, 1933;

It is hereby enacted as follows:—

Short title and comencement.

1. (1) This Act may be called the Mysore Minor Municipalities (Third Amendment) Act, 194

(2) It shall come into force at once.

Addition of a new section 106-A, Act IX of 1933.

2. After Section 106 of the Mysore Minor Municipalities Act, 1933, the following new Section shall be inserted, namely,—

"106-A. (1) If any direction for the numbering and registration of a vehicle contained in any rule made by the Government under this Act is not observed in respect of any vehicle, then any authority empowered in this behalf by the Government may at any time seize and detain the vehicle and the animal, if any, by which it is drawn:

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Government may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

J. H. Chandrashekaraiya 12/7/63
President
Legislative Council

Statement of objects and reasons.

Government have framed rules for regulating the numbering and registration of vehicles in Minor Municipalities and have provided for the imposition of a fine for a breach of any such rule. The Mysore Minor Municipalities Act, 1933, however, does not contain provision for the seizure or sale of vehicles in cases where the rules are not observed. The present Bill empowers Minor Municipalities to direct seizure and, in certain circumstances, the sale of vehicles in respect of which the rules are not observed.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
HE MAHARAJA OF MYSORE

Order No. RL/73 Legis 12-43-1 Dated, Bangalore, 5th Aug 19 43

Ordered that the accompanying Mysore City Municipalities (Fifth Amendment) Act 1943

which received the assent of His Highness the Maharaja, on the 27th day of July 1943, be published as Act No. XXXV of 1943, in the *Mysore Gazette*, for general information.

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5.8.43

General Secretary to Government.

Law Department

To

1. The Compiler, *Mysore Gazette*, for publication in Part IV of the Gazette, in English and Kannada and for supply of spare copies in English and Kannada, as per standing orders.

2. Copy to the Translation Secti

No. Rl. 1110, *dated Bangalore, the 7th June* 1943.

Under the provisions of rule 36 of the Mysore Legislative Rules, 1941, the Dewan has been pleased to order the publication in the Gazette of the City Municipalities (Fifth Amendment) Bill together with the Statement of Objects and Reasons.

By Order,
C. NARAYANASWAMY NAIDU,
Secretary to Government,
Law Department.

Act No XXXV of 1943

THE MYSORE CITY MUNICIPALITIES (FIFTH AMENDMENT) Act 1943

Received the assent of His Highness the Maharaja on the 27th day of July 19

BILL.

WHEREAS it is expedient further to amend the Mysore City Municipalities Act, 1933;

It is hereby enacted as follows:—

1. (1) This Act may be called the Mysore City Municipalities (Fifth Amendment) Act, 194 .

(2) It shall come into force at once.

Short title and Commencement.

2. Before section 68 of the Mysore City Municipalities Act, 1933 and the sub-heading preceding it, the following new section shall be inserted, namely,—

Addition of a new section 67-B, Act VII of 1933.

"67-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (j) of sub-section (1) of Section 51 is not observed in respect of any vehicle, then any authority empowered in this behalf by the Municipal Council may, at any time, seize and detain the vehicle ~~and~~ the animal, if any, by which it is drawn

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due

thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Municipal Council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the Municipal Council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the Municipal Council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

(Sd) N. Madhava Rau
Dewan

Statement of objects and reasons.

Under the City Municipalities Act, 1933, City Municipal Councils are empowered to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for infringement of any such bye-laws. This penalty for the breach of such bye-law has not been found sufficient to enforce directions relating to numbering and registration of vehicles. There is no provision in the Act for seizure or sale of such vehicles and it has therefore become necessary to empower City Municipal Councils to direct the seizure, and, in certain circumstances, the sale, of such vehicles.

The present Bill is intended to give effect to this object.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Order No. RL 174 Legis 12-43-2 Dated, Bangalore, 5th Aug 1943

Ordered that the accompanying Mysore Town Municipalities (Third Amendment) Act 1943

which received the assent of His Highness the Maharaja, on the 27th day of July 1943, be published as Act No. XXXVII of 1943, in the *Mysore Gazette*, for general information.

General Secretary to Government.
Law Department

To

1 The Compiler, *Mysore Gazette*, for publication in Part IV of the Gazette, in English and Kannada and for supply of spare copies in English and Kannada, as per standing orders.

2. Copy to the Translation Section.

No. Rl. 1111, *dated Bangalore, the 7th June* 1943.

Under the provisions of rule 36 of the Mysore Legislative Rules, 1941, the Dewan has been pleased to order the publication in the Gazette of the Town Municipalities (Third Amendment) Bill together with the Statement of Objects and Reasons.

By Order,

C. NARAYANASWAMY NAIDU,

Secretary to Government,
Law Department.

Act No XXXVI of 1943

THE MYSORE TOWN MUNICIPALITIES (THIRD AMENDMENT) ~~BILL~~. Act 1943

(Received the assent of His Highness the Maharaja on the 27th day of July 1943)

WHEREAS it is expedient further to amend the Mysore Town Municipalities Act, 1933 ;

It is hereby enacted as follows :—

1. (1) This Act may be called the Mysore Town Municipalities (Third Amendment) Act, 1943. Short title and commencement.

(2) It shall come into force at once.

2. Before Section 65 of the Mysore Town Municipalities Act, 1933, and the sub-heading preceding it the following new section shall be inserted, namely,— Addition of a new section 64-B, Act VIII of 1933.

" 64-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (*j*) of sub-section (1) of Section 48 is not observed in respect of any vehicle, then any authority empowered in this behalf by the municipal council may, at any time, seize and detain the vehicle ~~and~~ the animal, if any, by which it is drawn :

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto

does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the municipal council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall on demand made within six months from the date of sale make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

(Sd) N. Madhava Rao
Dewan.

Statement of objects and reasons.

While the Town Municipalities Act, 1933, empowers Town Municipal Councils to frame bye-laws for the numbering and registration of vehicles and to provide for the imposition of a fine for any infringement thereof, there is no provision for seizure or sale of vehicles in respect of which such bye-laws are not observed. Certain municipal councils have represented the need for such a power of seizure and sale.

The present Bill is intended to give effect to this object.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Order No. Rd 135 Legis 43-1 12-43-3

Dated, Bangalore, 5th Aug 1943

Ordered that the accompanying Mysore Municipalities (Third Amendment) Act 1943

which received the assent of His Highness the Maharaja, on the 27th day of July 1943, be published as Act No. [illegible] of 1943, in the *Mysore Gazette*, for general information.

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5.8.43

General Secretary to Government.
Law Department

To

1. The Compiler, *Mysore Gazette*, for publication in Part IV of the Gazette, in English and Kannada and for supply of spare copies in English and Kannada, as per standing orders.

2. Copy to the Translation Sectio

No. Rl. 1115, *dated Bangalore, the 7th June* 1943.

Under the provisions of rule 36 of the Mysore Legislative Rules, 1941, the Dewan has been pleased to order the publication in the Gazette of the Minor Municipalities (Third Amendment) Bill together with the Statement of Objects and Reasons.

By Order,

C. NARAYANASWAMY NAIDU,

Secretary to Government,
Law Department.

Act No XXXVII of 1943

THE MYSORE MINOR MUNICIPALITIES (THIRD AMENDMENT) ~~BILL~~. Act 1943

(Received the assent of His Highness the Maharaja on the 27th day of July 1943)

WHEREAS it is expedient further to amend the Mysore Minor Municipalities Act, 1933;

It is hereby enacted as follows:—

Short title and comencement.

1. (1) This Act may be called the Mysore Minor Municipalities (Third Amendment) Act, 1943.

(2) It shall come into force at once.

Addition of new section 106-A, Act IX of 1933.

2. After Section 106 of the Mysore Minor Municipalities Act, 1933, the following new Section shall be inserted, namely,—

"106-A. (1) If any direction for the numbering and registration of a vehicle contained in any rule made by the Government under this Act is not observed in respect of any vehicle, then any authority empowered in this behalf by the Government may at any time seize and detain the vehicle ~~and~~ the animal, if any, by which it is drawn:

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Government may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,
(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and
(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,
(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and
(*c*) the charges incurred in connection with seizure and detention."

(d) .N .Madhava Rau
Minister

Statement of objects and reasons.

Government have framed rules for regulating the numbering and registration of vehicles in Minor Municipalities and have provided for the imposition of a fine for a breach of any such rule. The Mysore Minor Municipalities Act, 1933, however, does not contain provision for the seizure or sale of vehicles in cases where the rules are not observed. The present Bill empowers Minor Municipalities to direct seizure and, in certain circumstances, the sale of vehicles in respect of which the rules are not observed.

Municipalities amendment Bills.

General and Revenue Secretariat — File No. 112 114/42 of 1942. 45V — [App. F. III-2

Serial No.	
	This is possible.
	If in case it is considered necessary to proceed with these Bills in the ensuing session of the L.A., it may be mentioned that the last date for despatch of post business at the Head Office is the 23rd September 1942
	DW 3.9.42
	Secy (as the)
	20 BKR 4.9.42
	Law Secy)
21	L.S.G. Branch to do the needful
	ens 4-9-42
22	Penalty not exceeding the amount of the tax is intended to be levied.
23	The amendment proposed is considered necessary.
24	May be despatched by circulation. Draft bill is submitted.
	ens 5-9-42
25	Submitted with a circulation memo. Sd/ 8/9/42 Secy. Dewan
	7.9.42
	Chief Secy (Sd/)
	ens 7-9-42
27	Complete Sd/ 7/9
	ens 10-9-42

DEW ... DEPTT 7 SEP 1942 NC 2093

LAW DEPT. 7 SEP 1942 GOVT OF MYSORE

SECRETARY 7 SEP 1942 GOVT OF MYSORE

NOTE—Cont. Sheet.

WD 04155—GPE—54,000—23-10-41

For Disposal by Circulation.

No. C. 317

.....of 1942-43.

GENERAL AND REVENUE SECRETARIAT

Council Matter.

Subject

The Mysore City Municipalities Amendment Bill.

Circulated to the Council of Ministers.

By Order.

M. S. [illegible]
8/9

8th September 1942

Chief Secretary to Government.

Minister for Finance and Revenue.

Minister for Law.

Minister for Education.

Minister for Local Self-Government and Public Health.

W. D. 6080—GPB—500—24-3-42

Bills to amend the Mysore Municipalities Acts

(7

450
L

General and Revenue Secretariat

ML File No. 112 450/2 of 1942. App. F. III-2

Serial No.	
37	Submitted with a draft D.O.N. Home 12/9/42 GS Law Secy Lr 12/9/42 for perusal a typed draft Lr 12-9-42 Submitted with amendments L 12/9/42
36	A typed draft is submitted Lr 12/9/42 GS 12/9/42 Law Secy Lr 12/9/42
37	D.O.N. is submitted Lr 15-9-42 Minister for L.S.G. for
38	Hg 16.9.42
39	Two copies of typed D.O. are laid up Asst 16/9/42
40	D.O.N. is submitted Lr 17-9-42 Dewan for
41	Order 18/9/42

SECY. LAW DEPT. 12 SEP 1942 GOVT OF MYSORE

SECY. LAW DEPT. 11 SEP 1942 GOVT OF MYSORE

OFFICE OF THE MINISTER FOR L. S. G. & P. H. Date 15.9.42 No. 2278

SECRETARIAT OFFICE 17 SEP 1942 NO. 2359

NOTE—Cont. Sheet.

WD 04155—GPB—55,000—23-10-41

FINAL NOTE BY THE MINISTER FOR LOCAL SELF-GOVERNMENT AND PUBLIC HEALTH.

Subject:-

Bills to amend the Mysore Municipalities Acts.

Under the marginally noted Sections of the Mysore City and Town Municipalities Acts, the respective Municipal Councils are empowered to frame bye-laws and rules for the numbering and registration of vehicles liable to taxation under the said Acts. The Municipal Councils may, with the sanction of Government, make provision in such bye-laws for the imposition of a fine not exceeding five hundred rupees for any infringement thereof.

51(j) & 64(ii) of the Mysore City Municipalities Acts,1933-
48(j) and 61(ii) of the Mysore Town Municipalities Acts,1933.

In the case of Minor Municipalities Government may frame similar rules on the subject under Section 106(1) and (2) of the Minor Municipalities Act, 1933.

For an infringement of the bye-laws or rules, the offender may be prosecuted by the Municipal Councils before a Magistrate who may fine him according to the provisions of the bye-laws.

Some of the Municipal Councils have been representing to Government that the present procedure is so cumbersome that it is difficult to compel the owners of vehicles to get them registered, and suggest that they may be invested with the powers of distraint and sale of the unregistered vehicles to prevent evasion of payment of taxes due.

The powers proposed to be delegated to the Municipal Councils are necessary to enforce the registration of vehicles within the limits of the Municipalities. As the existing law does not provide for the seizure of the unregistered vehicles, it is proposed to add a section to each of the City, Town and Minor Municipalities Acts in this behalf.

(F.N.—contn.)

Hbag.
Draft Bills.

Necessary draft amendment Bills to amend accordingly the Municipalities Acts (City, Town and Minor) have been prepared for being placed before the Legislature.

Paras 25 & 30 of NOs.

The Dewan and other Ministers of Council are agreeable to the proposal. I solicit the gracious approval of His Highness therefor.

H. B. Gundappa

M I N I S T E R,
Local Self-Government & Public Health.

Bangalore,
Dated 16th September 1942.

Submitted to His Highness

I submit herewith a Final Note by the Minister
for Local Self-Government and Public Health */ on the subject of*
the Bills to amend the Mysore Municipalities Acts

for His Highness's gracious approval.

M. Visvesvaraya

Dewan.
18.9.42

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Bills to amend the Mysore Municipalities Acts.

No. 250

Order.

22/9/'42

Chief Secy

Chief Secy
23/9/42

General and Revenue

Secretariat.

SUBJECT:—

Bills to amend the Mysore Municipalities Acts.

(*)

14. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Ministers for perusal after the issue of orders.

16. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after, to the Chief Secretary for circulation to the Ministers.

17. In all other cases, the files will first be circulated to the Ministers at Headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Council of Ministers for perusal of His Highness' orders before/after issue of orders. (*Vide* Rules 14, 16 and 17 of the Subsidiary Rules for the conduct of business of Council in the Mysore Government Business Rules.) (*)

Chief Secretary to Government.

Through the Secretary to Government,

...L.a.w.....Department.

2838/29.9.42 Minister for Finance and Revenue.

30.9.42

2660/26.9.42 Minister for Law.

1584/25.9 Minister for Education.

26-9-42

2500/25/9 Minister for Local Self-Govt. and Public Health.

5.9.42

Law secy w/s

NOTE.—Contn. sheet

WD 06360—GPB—500—23-3-42

Continuation Sheet. File No. 234/M. of Page.
Current No.

Submitted

Minister D.S.G

Acs. 15-7-43

BMR 15.7.43

Bm 15.7

JLC 15.7.43

Two copies as signed J.N. typed up.

Bm. 21/7

OFFICE OF THE MINISTER FOR L. S. G. & P. H.
Date 17.7.43
No. 537

DE... OFFICE
21. JUL. 1943
NO 440

FINAL NOTE BY THE MINISTER FOR LOCAL SELF-GOVERNMENT AND PUBLIC HEALTH

Subject:— Promulgation of the Mysore Municipalities (Amendment) Bills.

--- : O : ---

The gracious approval of His Highness was accorded on the 22nd of September 1942 to amend the Mysore City, Town and Minor Municipalities Acts in order to provide for the seizure and sale of unregistered vehicles.

Three Bills were accordingly drafted and placed before the Representative Assembly during its recent session and approved by that House. The Bills were thereafter introduced in the Legislat Council. Two amendments to each of the Bills were moved by a non-official member, of which one amendment to each of the Bills of a verbal nature was adopted by the Council. The Bills as amended were finally passed by that House.

Copies of the Bills as finally passed in the Council and signed by the President under Standing Order 44 of the Mysore Legislative Council Standing Orders, are submitted herewith.

The gracious sanction of His Highness is solicited to promulgate the Bills into law.

M. A. Gundappagowda

M I N I S T E R,
Local Self-Government & Public Health.

Camp Mysore,
20th July 1943.

Submitted to His Highness.

I submit herewith a Final Note by the Minister for Local Self-Government and Public Health on the subject of the promulgation of the Mysore Municipalities (Amendment) Bills for His Highness's gracious sanction.

N. Madhava Rau

Camp Mysore,
21st July 1943.

D E W A N .

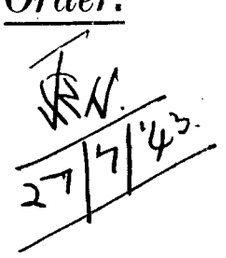
Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Promulgation into law of the Mysore Municipalities (Amendment) Bills.

No. 72

Order.



Chief [illegible]

[illegible]

WQ 30/7/43

General and Revenue

Secretariat.

234/M e 115.

SUBJECT:—

Promulgation into law of tne Mysor Municipalities (Amendment) Bills.

(*)

14. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Ministers for perusal after the issue of orders.

16. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after, to the Chief Secretary for circulation to the Ministers.

17. In all other cases, the files will first be circulated to the Ministers at Headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Council of Ministers for perusal of His Highness' orders before/after issue of orders. (*Vide* Rules 14, 16 and 17 of the Subsidiary Rules of the Mysore Government Business Rules.) (*)

Chief Secretary to Government.
30/7/43

Through the Secretary to Government,

.....Law.....Department.

30.7.43

642/3/8 Minister for Revenue and Law. 3/8

726/3/8 Minister for Public Works. 3.8.

864/31/7 Minister for Local Self-Govt. and Public Health. 30.7.43

537/31.7.43 Minister for Industries and ~~Commerce~~ Supplies. 31/7

618/7/8 Minister for Education. 7/8 Law Secy

3/8/43

NOTE.—Contn. sheet

WD 02718—GPB—500—21-4-43

Mr 2.V.

4-8-43

1.8.43

NOTIFICATION.

Order No. Rl. 173—*Legis.* 12-43-1, *dated Bangalore, the 12th August* 1943.

Ordered that the accompanying Mysore City Municipalities (Fifth Amendment) Act, 1943, which received the assent of His Highness the Maharaja, on the 27th day of July 1943, be published as Act No. XXXV of 1943, in the, *Mysore Gazette* for general information.

C. NARAYANASWAMY NAIDU,

Secretary to Government, Law Department.

ACT No. XXXV OF 1943.

THE MYSORE CITY MUNICIPALITIES (FIFTH AMENDMENT) ACT, 1943.

(*Received the assent of His Highness the Maharaja on the 27th day of July 1943.*)

WHEREAS it is expedient further to amend the Mysore City Municipalities Act, 1933;

It is hereby enacted as follows :—

Short title and Commencement.

1. (1) This Act may be called the Mysore City Municipalities (Fifth Amendment) Act, 1943.

(2) It shall come into force at once.

Addition of a new section 67-B, Act VI of 1933.

2. Before section 68 of the Mysore City Municipalities Act, 1933, and the sub-heading preceding it, the following new section shall be inserted, namely,—

"67-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (j) of sub-section (1) of Section 51 is not observed in respect of any vehicle, then any authority empowered in this behalf by the municipal council may, at any time, seize and detain the vehicle or the animal, if any, by which it is drawn or both :

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually emplodey in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due

thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the municipal council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

N. MADHAVA RAU,
Dewan.

Price: 0-0-3

Printed by the Superintendent at the Government Press, Bangalore.

NOTIFICATION.

Order No. Rl. 174—*Legis.* 12-43-2, *dated Bangalore, the* 12*th August* 1943.

Ordered that the accompanying Mysore Town Municipalities (Third Amendment) Act, 1943, which received the assent of His Highness the Maharaja, on the 27th day of July 1943, be published as Act No. XXXVI of 1943, in the *Mysore Gazette*, for general information.

C. NARAYANASWAMY NAIDU,

Secretary to Government,
Law Department.

ACT No. XXXVI OF 1943.

THE MYSORE TOWN MUNICIPALITIES (THIRD AMENDMENT) ACT, 1943.

(*Received the assent of His Highness the Maharaja on the 27th day of July 1943.*)

WHEREAS it is expedient further to amend the Mysore Town Municipalities Act, 1933;

It is hereby enacted as follows:—

1. (1) This Act may be called the Mysore Town Municipalities (Third Amendment) Act, 1943. Short title and commencement.

(2) It shall come into force at once.

2. Before Section 65 of the Mysore Town Municipalities Act, 1933, and the sub-heading preceding it the following new section shall be inserted, namely,— Addition of a new section 64-B, Act VIII of 1913.

"64-B. (1) If any direction for the numbering and registration of a vehicle contained in a bye-law made under clause (*j*) of sub-section (1) of Section 48 is not observed in respect of any vehicle, then any authority empowered in this behalf by the municipal council may, at any time, seize and detain the vehicle or the animal, if any, by which it is drawn or both:

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto

does not claim the same and pay the tax, if any, due thereon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the municipal council may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall on demand made within six months from the date of sale make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

N. MADHAVA RAU,
Dewan.

Price: 0-0-3

Printed by the Superintendent at the Government Press, Bangalore

NOTIFICATION.

Order No. Rl. 175—*Legis.* 12-43-3, *dated Bangalore, the* 12*th August* 1943.

Ordered that the accompanying Mysore Minor Municipalities (Third Amendment) Act, 1943, which received the assent of His Highness the Maharaja, on the 27th day of July 1943, be published as Act XXXVII of 1943, in the *Musore Gazette*, for general information.

J. NARAYANASWAMY NAIDU,

Secretary to Government,
Law Department.

ACT XXXVII OF 1943.

THE MYSORE MINOR MUNICIPALITIES (THIRD AMENDMENT) ACT, 1943.

(Received the assent of His Highness the Maharaja on the Twenty-seventh day of July 1943.)

WHEREAS it is expedient further to amend the Mysore Minor Municipalities Act, 1933;

It is hereby enacted as follows:—

Short title and comencement.

1. (1) This Act may be called the Mysore Minor Municipalities (Third Amendment) Act, 1943.

(2) It shall come into force at once.

Addition of a new section 106-A, Act IX of 1933.

2. After section 106 of the Mysore Minor Municipalities Act, 1933, the following new section shall be inserted, namely,—

"106-A. (1) If any direction for the numbering and registration of a vehicle contained in any rule made by the Government under this Act is not observed in respect of any vehicle, then any authority empowered in this behalf by the Government may at any time seize and detain the vehicle or the animal, if any, by which it is drawn or both:

Provided that no vehicle other than a bicycle, tricycle or rikshaw shall be seized and detained when actually employed in the conveyance of any passenger or goods.

(2) If a vehicle or animal is detained under sub-section (1) and the owner or other person entitled thereto does not claim the same and pay the tax, if any, due the reon and other amounts due under sub-section (4) within 10 days from the date of seizure, such authority as the Government may empower in this behalf may direct that the vehicle or animal shall be sold in public auction and the proceeds of the sale applied to the payment of—

(*a*) the tax, if any, due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority may direct, and

(*c*) the charge incurred in connection with the seizure, detention and sale.

(3) If there is a surplus after such payment, the municipal council shall, on demand made within six months from the date of sale, make it over to the owner or other person entitled thereto. If no such demand is made, such surplus shall be forfeited to the municipal council.

(4) If the owner of the vehicle or animal or other person entitled thereto claims the same within 10 days from the date of seizure or at any time before the sale, it shall be returned to him on payment of—

(*a*) the tax due on the vehicle,

(*b*) such penalty not exceeding the amount of the tax as the authority specified in sub-section (1) may direct, and

(*c*) the charges incurred in connection with seizure and detention."

N. MADHAVA RAU,
Dewan.

Price 0-0-3.

Printed by the Superintendent at the Government Press, Bangalore.

Amendment of Vehicle bye-laws of the Doddaballapur Town Mpl'y.

U.S.O. L

General and Revenue Secretariat | ML File No. 112 of 1942 | [App. F. III—2

Serial No. 3

Letter no M6-7012-493/41-42 d 18-7-42 from the Deputy Comr, Bangalore Dist requesting Sanction to an amendment of Vehicle bye-laws framed by the Doddaballapur Town Mpl Cl to provide powers for the seizure of unlicensed vehicles by the municipal authorities at the place.

The proposed amendment of the Vehicle bye-laws of the Doddaballapur Town Municipal Council is intended to acquire powers for the seizure of vehicles that do not bear the number discs or registration numbers.

✓ Similar proposals of Magadi and Ramanagaram Town Mpl Cls were rejected on the ground that grant of such powers may be abused and cause much inconvenience to the people. It was also held that under the existing provisions of law, Mpl Cls cannot provide in their bye-laws for the seizure of vehicles.

In view of these facts, the proposals of the Doddaballapur Mpl Cl cannot perhaps be sanctioned.

Submitted for orders.

Reverse of flag A

NOTE—Contn. Sheet.

31/7/42
1/8/42
1/8

WD 04155—GPB—55,000—23-10-41

Amendment of Vehicle bye-laws of the Doddaballapur Municipal Council

4/5-0
1

ML File No. 112 of 1942. | General and Revenue Secretariat.

Serial No.

1) Such a power of seizure - which amount to a distraint of the vehicle is not given even to the Bangalore City Municipality. The Town Municipality of Nagpur and Ranjangaon asked for this power in the past But it was not given.

2) This is a substantial power which could be conferred on the Municipal Councils only by the amendment of the City & Town Mtys Act — as has been done in the case of the District Mtys of the Madras Presidency. As there will generally be an abuse of law and in view of the requests of several Municipal Councils, it is necessary to undertake an amendment of the Statutes. This will be done, if approved

3) In the meanwhile, a reply will be given to the D-e Municipality that under the existing Law, the proposal of the Doddaballapur Town Mcl Cannot be sanctioned for the present for orders.

Law Secy for
1/8/42

SECY. LAW DEPT. 1334 1942 GOVT OF MYSORE

4) As may be worked

Amendment of vehicle Bye-laws in Doddaballapur Town Municipality.

General and Revenue Secretariat — M(File No. 112 of 194 — 450/ [App. F. III-2

Serial No.

OFFICE OF THE MINISTER FOR L. S. G. & P. H.
Date 5-8-62
No. 12203

9) under the existing Law the proposal cannot be approved

Recd 5-8-62

Acs 4-8-62

10) H.G. 16.8.62

Acs 17-8-62

11) Draft please

17/8

12) Draft regd is ordd shall. After issue the issue raised as A/ above will be taken up

18/8.

12) 1) Issue

2) Resubmit

21/8

to the D.C. Bangalore Rl

Letter no. L.2306/ 27.8.1942, states that the proposal cannot be accepted. Do the D.C. B'lore Rl

14) Resubmitted with reference to para 8 & 13 supra for orders.

28/8.

15- There have been requests from several Municipalities for the Conferment of powers of seizure & distraint of vehicles to prevent evasion of payment of Vehicle taxes. The Local Act requires to be amended as

NOTE—Cont. Sheet.

WD 04155--GPE—55,000—23-10-41

Amendment of Vehicle Bye-laws in force
Dodballapur Town Municipality

File No. 112 / 7 of 1942

General and Revenue Secretariat

Serial No.

the lines of sections 116 to 128 of the Madras City Police Act & Section 98 to 107 of the Madras District Police Act.

The file will therefore be referred to the Legal Legislative Section for preparing the amendment bills in this behalf.

Law Secy
28/8/42

SECY. TO GOVT. DEPTT.
2245
28 AUG 1942
GOVT. OF MYSORE

16) In favour of necessary action.
28-8-42

Addl Legal Legislative Section
WJC
29/8/42

29.8.42

17) Three Bills amending the three Municipal Acts is put up for Consideration. S 51(1) of the Cities and 48(1) of the Town Municipalities Acts state that when bylaws are framed for the Numbering etc of Vehicles, they may also provide for a penalty for breach of the bylaw.

Similarly 106(2)(v) of the Minor Municipalities Act

If it is for orders if the penalties should be imposable even in cases where action is taken under the proposed provisions of seizure, detention and sale. As the draft stands, it would appear that

The Municipalities (Amendment) Bills (Re: Seizure of unregistered vehicles)

Continuation Sheet. File No. Current No. 1364/B2 of Page.

In the Town Bill, 16 new clause shd be 67-B.

Similar for Town Municipalities it shd be 64B.

Please amend the relevant clauses as follows

" Before section 68 of the Mysore City Municipalities Act 1933 and the sub-heading preceding it the following new section shall be inserted, namely: 67B. ~~Power to impound vehicles etc~~

Similar change in Town Municipalities Act.

I have obtained orders of the Law Secretary to this change.

6-5-43

As directed above, the City and Town Municipalities (Amendment) Bills have been suitably altered and are put up for perusal. After approval, copies of the same will be sent to the press and Translation Section

2V 7-5-43

BVN 7/5

7.5.43

All the 3 Bills passed by R.A on 2-6-43

2 6 43

BKR 2-6-43

Submitted

These Bills will, if approved, be published under Rule 36 of the Mysore Legislative Rules, under Permission of the Dewan.

It is for orders whether the Statements of principles may be adopted as the Statements of objects and Reasons

Yes BKR 3.6.43

SECY. LAW DEPT. 14418 3/6/43 GOVT OF MYSORE

2V 3/6/43 BVN 3/6.

WD 0972—GPB—10,000—21-10-42

Secy Law Secy

3.6.43

BKR 3.6.43

Infalids' Bills (Re. exemption of invalid motor vehicles)

Continuation Sheet. File No. 234/M. of Page.
Current No.

As hon Les Sec'y to be taken as in para 7 of above. This may be attended to immediately

BVN
22.4.43

Supd.

Draft Statements of principles for each of the Bills is put up for consideration

W.
22.4.43

Please put up drafts as revised

BVN
24.4.43.

Statements of principles in respect of the three Bills are put up for consideration. The file is being otherwise ready for the Bills to be placed before the R.A. Sec.

Secy
M. Le)

BVN
24.4.43

SECL. DEPT. 1945 24/4/43 GOVT OF MYSORE

Law Secy

May kindly be returned

Ans
24-4-43

Mar Rec'd 2.5.43

BVR
24.4.43

OFFICE OF THE MINISTER FOR L. S. G. & P. H. Date 24.4.43 No. 8970

Secy

Ans
25.4.43

Ans
26.4.43

BVR
26.4.43

BVN
26.4.43

14)

234/M

File No. 112 450/2 of 1942.

General and Revenue Secretariat R. A. & L. C.

Serial No.

60 prompt action should have been taken as it may exist as proposed

T.V.
9.10.42

61 Ans 10/10/42
Sec 10/10/42

62) If appd, this will be sent to the Legis Section for needful.

Kmm 30/10/42 31
GS 31/10

Asst Leg. Legis Section WC) Sec 31.10.42

63)

64 Action will be taken in time & place it before the R.A. at its next session

BKR 31.10.42

Sec 3.11.42

Sec R.A WC)

65 BKR 3.11.42

Asst Secy Legis WC)

Sec 4/11/42

66 Subld

This will be placed in 'Subs B' till the next R.A. session as till called for by the Asst Secy. Legis Section

Kmm 4.11.42 GS 4/11

Subs B till next R.A. session

67) Sec 4/11/42

68)

For orders if this may be sent to R.R. office Legis Section for necessary

Kmm 9.3.43

70)

To take action well in time
Please draft St. of Principles.

Sec. R. A WC)

69) Sec 10/3/43

BKR 10.3.43

OFFICE OF THE SECRETARY
Mr. T.V.
21 OCT. 1942
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

OFFICE OF THE SECRETARY
Mr. T.V.
10 MAR 1943
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

Amendment of Vehicles Bye-laws of the Bobbili Town Municipality (13)

General and Revenue Secretariat
R. A. & L. C.

File No. R of 1942 [App. F. III–2

Serial No.

The last date for the receipt of Govt. business was fixed for 23rd. Septr. 1942

5 The present bill to amend the Bobbili Municipality Act has been received today in the R. A. office for inclusion in the list of Govt. business to be transacted at the ensuing Dasara session of the R. A. Print order has been given to all the bills so far received & the Agenda will be despatched to all the R. A. members today which will be 10 clear days before the Commencement of the session as required by Standing Order 7 of the R. A. Standing orders

6 It is submitted that Printed English & Kannada Copies of this bill will not be available today to despatch the same to the members of the Administrative Branch considers this measure emergent & shd be taken up at the Coming Session, it can only be done on a motion to Suspend the Operation of the Standing orders No 7 as provided in Standing order 50 of the R. A. Standing orders.

7 If approved the file will be returned to the L. S. G. Branch for obtaining necessary orders in the matter.

Asst Secy Legis Br 3.10.42

3.10.42 Note 5/10

8 For orders.

Secy 3/10

Secy Legis 3/10

9 Yes

Minister L-S-G

Yes 3-10

3/10/42

SECT. LAW DEPT. 3784 - 42 GOVT. OF MADRAS

NOTE—Contn. Sheet

OFFICE OF THE MINISTER FOR L. S. G. & P. H.
Date 5-10-1942
No. 2794

OFFICE
4. JUN. 1943
8890

May the publication
be printed
3-6-43
Dewan
BOKR
4-6-43

7/6

7-6-43

The Compilation Notice Gazette
No. RL 1111, RL 1115 and RL 1116 dated 7th June 1943
Directs the publication of the Bills and the Statement
of objects and Reasons in the Gazette
Orders of the Dewan have been obtained to
include the following motions in the list of
Legislative business to be transacted at the
ensuing Budget Session of the Legislative Council in the
name of the Minister for Local Self-Government
and public Health

1. The Minister for L.S.G and P.H to
introduce the City Municipalities (Fifth
Amendment) Bill

2. Also to move that the Bill be
taken into consideration by the council

3. Also to move that the Bill be passed

1. The Minister for L.S.G and P.H to
introduce the Town Municipalities (Third
Amendment) Bill

The Municipalities (Amendment) Bills
(Re: Seizure of unregistered Vehicles)

Continuation Sheet. File No. / Current No. 2361 Bh of Page.

2. Also to move that the Bill be taken into consideration by the Council
3. Also to move that the Bill be passed

1. The Minister for L.S.G and P.H.G introduce the Mysore Municipalities (Third Amendment) Bill
2. Also to move that the Bill be taken into consideration by the Council
3. Also to move that the Bill be passed

2V
10/6/43
BVN
10/6

These Bills were introduced in the Legislative Council at its Session held on 5th July 1943 for amending the Mysore Municipalities Act, 1926 and the Bangalore City Municipal Act, 1927 respectively. Both the Bills were passed by the Council with verbal changes. The Bills as amended were finally typed and signed by the President, Legislative Council. Copies of the Bills as finally passed by the Council and duly signed by the President, Legislative Council are put up herewith.

A & F.N is submitted for approval

Secy (RA) 15.7.43

BXR 15.7.43

Law Secy

2V
15/7/43
BVN
15/7

SECY. LAW DEPT. 628 - 3 - GOVT OF MYSORE

The Mysore City Municipalities (5th Amendment)
The Mysore Town and Minor Municipalities

Continuation Sheet. File No. (3rd Amendment) Acts of Page.
Current No. 56RL / 2341RL

The gracious assent of His Highness the Maharaja was accorded on the 27th July 1943 to promulgate the Bills into law

Draft G.O's directing publication of the Acts as Acts Nos XXXV, XXXVI and XXXVII of 1943 are submitted for approval.

DV. 5/8/43 BVN 5/8.

Secy (Rev. Dept) 5-8-43

BKR 5-8-43

Law Secy 6-8-43

Secy 6-8-43

To The compiler Mysore Gazette

Attached No RL. 178 - Legis 12-43-1 dated 12th Aug 1943
" No RL 179 - Legis 12-43-2 dated "
" " RL 180 - Legis 12-43-3 dated 12th Aug 1943

Directs the publication of the Acts in the Gazette
The Acts has been published in part IV of the Mysore Gazette dated 19th Aug 1943.

L.S.G Branch to note and return the file to this Office

DV. 28/8/43 BVN 28/8.

L.S.G. Branch)
Noted & returned
Legis Section 28/8/43

Spare copies of the three Acts have since been received from the press and are put up herewith

SECY. L.W. DEPT. 1311 6/8/43 GOVT OF MYSORE

OFFICE OF THE SECRETARY THE L.V. 30 AUG. 1943 REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL